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NEW HAVEN COLONY HISTORICAL SOCIETY

ANCIENT TOWN RECORDS

VOLUME II

NEW HAVEN TOWN RECORDS

1662-1684

EDITED BY

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NEW HAVEN

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UTAH COUNTY GENEALOGICAL
AND HISTORICAL SOCIETY.

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PREFATORY NOTE

The first volume of the Society's series of Ancient Town Records, containing the Records of the Town of New Haven from February, 1649/50, to July, 1662, was published in 1917; and the identical plan of the present volume, continuing the same matter to March, 1683/4, relieves the Committee of Publication and the Editor of the necessity of any further explanations.

The two volumes of New Haven Records issued by the State of Connecticut in 1857-58 are referred to in notes to the following pages as volumes 1 and 2, and the initial volume of the present series as volume 3.

It may be noted that James Bishop, after serving with remarkable efficiency as Secretary and Recorder of the Town from August, 1662, until his resignation in April, 1674, was then succeeded by John Nash, an older man, of less education, so that the last third of this volume is printed from a text much inferior in legibility and spelling to the earlier portion.

UTAH COUNTY GENEALOGICAL
AND HISTORICAL SOCIETY.

New Haven Town Records

1662-1684

[3] AT A COURT HELD AT NEW HAVEN AUGUST: 5TH: 1662:

Will^m Basset* & his wife appeared before y^e Court to make acknowledgement of their evill for which they was witnessed against the last Court in a case depending betwixt Thomas Wheadon & them, in reference to Thomas Wheadons execution of W^m Potter, in which appeared some reproach of the man for doing y^t seruife although he was put upon it by the magistrate, & alsoe to cast some reflection on the sentence of y^e Court which he himselfe judged righteous, & alsoe thereby his carriage tended to the interruption of the execution of justice. Therefore first W^m Basset declared himselfe to be very sorry y^t he had at all medled with the busines, much more foe as to reproach any man at all about it, & so far as he had done it, he had thought seriously on it & did owne it as a breach of the nineth Commandmt. And for any reflection that his speeches & carriage had upon y^e Court he owned it & desired to abhor himselfe for it, & to take revenge upon himselfe for any appearance that way, (although he intended nothing at all against y^e Court) & did owne it as a breach of the fifth Command. And further whereas in this he appeared as a busie body medling with that which did not Concerne him, he acknowledged it as a breach of y^t rule in . . . & desired the prayers of the Court that y^e lord would helpe him to be more watchfull for y^e time to come. he was wished to watch & pray y^t he enter not into temptatiō. His wife alsoe professed that shee had cause & desired to judge her selfe for her sin in medling with y^t which did not Concerne her, contrary to y^t rule before mentioned, & alsoe for her finfull words which shee spake to goodw: Potter & y^t on y^e Sabbath Day, whereby she Dishonoured God both in her Spirit & Speeches & thereby broke the 4th Command & alsoe y^t

* See N. H. Town Records, iii, 527.

- rule Eſay 53 Latter End, & the evill whereof did foe exerſiſe her
- Spirit it hindered her profiting by the word that afternoone.—

W^m Baſſet was enquired of, how it ſtood betwixt Thomas Wheadon & himſelfe in this buſines; he Anſwered with ſome others, that they had well agreed the matter between themſelves.—

- W^m Baſſet further declared to the Court, that he was low in his eſtate, & therefore [aſked] of the Court, that they would Conſider for the abatement of his fine layd on him the laſt Court for his miſcarriage. The Court told him y^t they would Conſider of it.—

- Widdow Potter* appeared & p^rſented the will of her huſband, wth an inventory of his Eſtate: The will, the Court referred to y^e Court of Magiſtrates in Octob^r: next: But y^e inventory was
- accepted, being atteſted upon oath by the widdow to containe the wholle Eſtate of her huſband to the value of ten ſhillings to y^e beſt of her light, & for the apprizement. M^r Tho: Yale & David Atwater, atteſted upon oath to be juſt, to the beſt of their light,
- the ſumme ammounting to 161^{1b}—02^s—07^d.

M^r Gilbert haueing attached ſome Eſtate of Iſaacke Halls in the hands of M^r Thomas Yale to the value of three pounds ten ſhillings for a debt due to him from Iſaacke Hall aſd & deſired now a proſecution of y^e ſame, for y^e prooſe whereof he p^rſented a writing wherein it apered y^t Iſaack Hall aforeſd was indebted to M^r Gilbert the ſumme of 3^l: 16^s: 6^d. M^r Gilbert only demanded 3^l: 10^s: part of this writing was ſubſcribed by Iſaacke Halls own hand and the other part teſtified by Jn^o Gilbert, & was ſayd by M^{rs} Gilbert if need were, but y^s buſines was referred to another Court according to y^e law of attachments.

John Benham appeared, to make Claime of the houſe & accomodations that ſometimes his father Luied in & improued (who was now deceaſed) halfe of which houſe & accomodations aforeſd he ſaid he was poſſeſſed of in his fathers life, & the other halfe he claimes as promiſed by his father as a condition of marriage to be his at his fathers death. The whole is y^e houſe wth y^e home-lot twentie five acres of land in y^e Harfordſhire quarter & 5 acres of meadow in y^e reare of y^e ſame quart^r, for prooſe whereof he produced Edward Preſton who teſtified as followeth,

* Frances, widow of William Potter, executed in June, 1662.

viz: That when John Benham was to have my fift^r,* I asked Goodman Benham his father what he would give his sonne? he answered me, what hath your sifter? I sayd eighty pounds; he then said he would make his sonne as good: I asked him wherein? He said he would give his sonne his house & land; halfe at p^rsent & the oth^r halfe at his death; & y^t he should have part of a horse, & something else. it was sayd alsoe y^t y^e wife of Edward Preston could testify y^e same, but shee not being there the busines was referred to anothe^r time.—

AT A GENE^{ll} COURT HELD AT NEWHAUEN AUGUST: 11th 1662:

The Deputy Govern^r informed the Towne That seeing it hath pleased God by his afflict: hand to take away M^r Gibbard by death† (who was Secretary for the towne) therefore they must proceed to choose one in his roome. And soe they proceeded to vote, and James Bishop was chosen Secretary for this yeare.

The Deputy Govern^r further informed y^e Towne that there hath bene noe Rate layd for this year for y^e carrying on of jurisdiction & towne affayres, & that there was one whole Rate to be payd to the jurisdiction besides the towne occasions, therefore wished them to Consider what Rates was necessary.

Roger Alling (who was treasurer) informed y^e towne that y^e sixty pound to be received from Bro: Munson would not discharge all behind by thirty pound. Something there [was] propounded about gathering up the old rates; & something about the charges expended about M^r Roffit & his son,‡ & something about the Colonells.§ But nothing was done about any of them; But proceeded to propound to have two Rates layd for this yeare, & was concluded by vote: The one of them to be payd by the last of october next & the other by the last of february next after.

* The first wife of John Benham, Jr., was probably a sister of Margaret, wife of Edward Preston.

† Secretary William Gibbard died August 9, 1662.

‡ For the affair of Dr. Bray or Bryan Rosseter and his son John, see N. H. Records, ii, 429-36, 454-56.

§ Colonels Edward Whalley and William Goffe; see N. H. Records, ii, 419.

[4] Then M^r Davenport pastor of y^e church of christ at N. H. being p^rsent desired to propound one thing to the towne: viz: That he haueing occasion by y^e prouidence of God to goe into the Bay & understanding that there is two Marchants* y^t are lately come from England whoe have a desire to come to these parts, they are very godly men & belong to a church in England & foe have a desire to have a place to sit downe together; (as Bro: Alfup reported & M^r Rutherford) they only desire homelotts & it may be some out lotts; there was many debates about a place fit for them & many spake encouraging to y^e matter, & in y^e issue y^e necke† was thought the fittest place for them: Then M^r Davenport propounded to y^e towne to know whether they would refigne up y^e necke to them if they would come & settle upon such an account: ffor his owne part he had some land there himselfe & he should willingly refigne up his, & further said y^t they would bring shipping yearly from England hither & foe rayse Manufacture which is necessary if we long subsist together, therefore seriously Consider of it & give yo^r answer; and many exprest themselves very free to refigne up their right there: M^r Davenport further propounded whether we should not Consider them as comming from London & not knoweing the state of a wildernes condition & therefore extend our thoughts further then their desires, as to accomodate y^m with land & meadow for Cowes & alsoe liberty for cutting of fire wood & timber for building, equall with others of y^e Planters, which may be a great encouragem^t to them when they should heare our thoughts extend beyond their desires, all which hee purposed to acquaint them withall when he understood the townes mind herein. Now after a full and free debate of y^e matter The towne proceeded to vote; which being done, it was declared by General Consent of those that had proprieties therein whoe were then p^rsent that they would give up their whole proprieties in y^e necke unto those Gentlemen with the company with them for y^e settling of Trade when they shall come & foe settle thereon: And for further encouragement The towne alsoe declared by vote, y^t they

* From a subsequent entry (March 25, 1675) it appears that Samuel Bache, one of these merchants, came to New Haven for a time, but his associate did not.

† The northern part of Dragon (or Fair Haven), between Mill and Quinnipiac rivers.

should have free liberty with other planters, for the cutting of fire wood & timber for building in the Commons belonging to Newhauen; and for any other accommodations of land or meadow when they shall come up, the towne declared themselves willing to endeavor to accommodate them to their satisfaction according to the Townes ability: only in this free tender of the necke which is about fix hundred acres, the towne will referue a full liberty for all necessary highwayes, & places for Landing of hay according as they shall have use of.

But some persons being not there whoe had a right in y^e necke, as widdows &c, It was desired & appointed that Deacon Pecke & Thomas Powell would speake with such of them (to day) as they could & returne in their answer to M^r Davenport to night.

M^r Davenport further propounded to y^e Towne something about y^e Colony schoole, & informed them y^t y^e Committee for the schoole made it a great objection against y^e keeping of it up, That this towne did not send schollars to it onely five or fix, now therefore if you would not have y^t benefit taken away, you should send your Children to it Constantly & not take them off soe often, & further sd y^t he was in y^e schoole & it greived him to see how few schollars was there.

Serj^t Will^m Ruffell propounded y^t a Corporall might be Chosen in y^e roome of Bro. dowlittle, he haueing Left y^e worke since he was Marshall*: But nothing was done in it at this time.

Will^m Andrews, Ensigne Munfon, & Laurance Ward haueing viewed the meeting house (by y^e desire of y^e Magistrate) W^m Andrewes & Enⁿ Munfon was desired to Speake how they find it & declare w^t they judge necessary to be done for y^e securing of it: Will^m Andrewes then declared That there had bene such a view as well as they could, and they find much of the timber rotten, as some pillars, & girts which they mentioned, & y^t it rayned through the shingles, & wall: Now y^t which they thought necessary to be done was That there be (at least) three fhores at y^e Doores & support of one or two of y^e pillars & y^e old fhores looked too & shreined, & for y^e charge he thought about five or fix pounds would doe it: & further upon some Considerations they thought it good y^t the upper Territ be taken downe: The

* On May 23, 1662.

thing being debated it was put to vote & concluded to bee done & left to y^e Townesmen to see to get it done.

Sam^{ll} Blakely propounded that the owners of y^e fence in y^e quart^r called W^m Judfons quart^r would set up their marks within 24 houres, or else he should prosecute against y^m according to order.

It was alsoe propounded y^t some effectuell Courfe be taken for y^e p^rferuing of indian corne, fundry swine haueing taken the quart^{rs}. The matter was largely debated, & after it was by vote thus Concluded, That all hoggs that haue taken y^e quart^{rs} be shut up for three dayes: & y^t all fences be mended sufficiently in y^t time, & then w^t euer fence is not mended sufficiently in y^t time aforefd the owners to pay double penalty, & whateuer swine shall get into y^e quart^r or quart^{rs} after y^e fence is soe mended (of those that haue taken y^e quart^{rs}) they shall pay 12^d a peice besides dammages.

Upon the desire of some of y^e Yorksh^r quart^r, Sam^{ll} Hodgkis was chosen pounder for that quarter.

[5] AT A COURT HELD AT NEWHAUEN: SEPTEMB: 2^d 1662:

M^r Deliuerance Lamberton* p^rsented an inventory of y^e estate of Edward Daniell ammounting to . . . ,† attested upon oath by him to be a true and full inventory to the best of his knowledge & apprized by W^m Gibbins & Timothy fford, giuen in under their hands to be iust according to their light. The things being of such small value they was not willing to take oath: neither did y^e Court see cause to put them upon it.—

Elizabeth Stint‡ p^rsented a Writing by way of acknowledgem^t of her euill in rayfing of some flanderous reports of Tho: Tuttle, goodw: Hodgking & wrong done to M^r Tuttle in his

* Deliverance Lamberton was the son of Captain George Lamberton (N. H. Records, ii, 269).

† In the Probate Records the value of Edward Daniell's estate is given as £4.13.10; one item refers to a transaction in Boston; another seems to indicate that he was brought hither in his last illness from Manhattan.

‡ Elizabeth Stent was daughter of the late Eleazer Stent.

family,* which being read she was told that her carriage in this business had bene very sinfull & y^t shee had done wrong to feuerall & was warned y^t she take heed for the time to come. M^r Tuttle, Tho: Tuttle, & goodw. Hodgkins declared themselues satisfied wth y^e writing according to agreement, which writing is kept upon file wth other writings of y^e townes.—

Edmund Dorman Plaint: Entred an action of flaunder or defamation: against Jeremiah Johnson Defend^t. The Plaint: informed against him That he had heard y^t Jere: Jn^oson had reported at John Clearkes house that he heard Edmund Dorman at prayer in a swampe for a wife,† & being asked who the person was (by Jn^o Clarke) he answered that it was his mare & there was oth^r circumstances of scoffing, &c.

The Defend^t was asked whether he graunted the thing or denied. The Defend^t desired prooffe & y^t y^e witneses might speake apart: Jn^o Clarke first was called who testified That Jere: Jn^oson being at his house he heard him say that he heard Edmund Dorman at prayer (in a swamp by Jn^o Downes) for a wife & sayd, Lord thou knowest my necessity & canst supply it, Lord bend & bow her will & make her sensible of my condition or necessity: he asked Jere: whoe it was, he answered it may be his mare that God would make her seruiseable. Jn^o Clarke being asked when this was: hee sayd it was since haruest.

Stephen Bradly being called alsoe testified That he being at Jn^o Clearkes house heard Jere: Johnson say that he heard Edmund Dorman at prayer for a wife (in a swamp by Jn^o Downes) & y^t he said lord make her sensible of my condition, bow & bend her will, for thou knowest my necessity. It was asked of him whoe it was y^t he prayed for: Jere: answered it may be for his mare, that God would make her seruiseable to him. Jere: Jn^oson being told y^t he heard w^t was testified was asked what he had to say for himselfe: He answered yt he did object against Stephen Bradly being a witnes, because when he was asked what he had to witnes against him, he would not answer at first, but after sayd^d, w^t was it you spake of him to goodm. Meeker; all the reports are not true y^t is said of mee: Stephen Bradly

* Thomas, son of Mr. William Tuttle, was now about 27 years of age; and Elizabeth, wife of Samuel Hotchkiss, was perhaps nearly 40.

† Dorman married Hannah Hull three months later, in December, 1662.

answered y^t he was not willing to speake to him at all his mother & wife being p^rsent.

The Defend^t say^d he thought Ste: Bradly did it out of revenge: But he was told he must prooue him a false person upon Record, or perjured, or y^t he doth it out of revenge at this time: The Defend^t further Replied that he did expect y^t some oth^{rs} that was p^rsent at Jn^o Clearkes would haue beene here, therefore did refuse to make his defense further at this time & desired that the witneses might not be sworne.

After some furth^r debate, Jn^o Clarke informed against Jere: Jn^oson y^t being speaking of Will^m Payne said that it was hot weather wⁿ he came into y^e Church & so leaped in at one of y^e windowes; and speaking further of his comming in said y^t y^e Gouvern^r gave testimony for him & Edward watson to be the Gouvern^{rs} mate; then he knew his M^r Watson was much unsatisfied wth him: one then answered that then Edward watson died in his sin: Jere: said: noe: he might give him satisfaction: To this Jere: Jn^oson answered: That he should owne w^t he remembered of this, viz: That he marvelled y^t W^m Paine should come into y^e Church & that his master Watson should give testimony for him: for when he liued with his Master Watson he knew his master & W^m Paine was at such variance y^t he warned him of W^m Paines house & this he spake in a merry jesting way. Then Jere: was told that it was a fearefull thing to come to that height of sinning as to sit in y^e seate of y^e scorne. Therefore y^e Court told him they should deferre this busines with y^e other & warned him to attend the next particular Court to give answ^r thereunto.—

Mary Hichcocke* being called, was told that her sin had been very grievous considering y^e light shee hath lived under, & the education shee hath had, & was asked, if shee had anything to say to the Court: Then shee acknowledged y^t her way had bene very euill & sinful & that God had helped her to see it in some measure & shee desired the lord might helpe her to see it more: M^r Gilbert told her y^t he desired she might, for it was sad that such things should be Committed in this place, & y^t shee knew y^t y^e Court concluded that shee should be Corporally punished as he y^t was companion wth her in sin, but shee being not then in a capacity

* Mary, daughter of Edward and Frances Hitchcock; see N. H. Records, iii, 497.

nor sometime since, was deferred, therefore whether shee had any-thing to say why it should not now be inflicted upon her. John Herriman desired to speake & haueing liberty declared: That he desired to witnes against her sin as haynous against the lord & y^t he had joined with y^e Church in witnessing against her sin; and he hoped shee had in some measure seene her euill & he desired y^t [6] the lord may helpe her to see it more, Therefore desired y^t a fine might be taken for her in stead of corporall punishment, if the Court see it theire way.

Sister Herriman alsoe desired to speake & haueing Liberty declared, That shee was ashamed of her sin & especially because shee had a godly mother but did not walke in her godly steps yet she did hope that god had begun that repentance in her which he would owne; & that shee had seene a great change in her; & shee had enquired of those where shee hath lived since & y^t they give the same hopes, Therefore she desired it might be passed by with a fine if it might stand with y^e glory of god, if not she desired to iustify the Court therein.

Sister Glover* alsoe desired y^e like fauor for her if there was any hopes, for shee was friendles & had none to pleade for her, & declared y^t as her sin was great, soe shee hoped that there was something of repentance begun in her which god would owne & that shee had desired to come to her Maister & Mistrresse joanes to owne her euill to them.

The Court considering y^e case, & of w^t was pleaded in way of mercy for her did declare to her That her sin had bene soe grosse that it had much exersified the Court, yet hoping she would become a new woman they inclined to passe it with a fine of foure pounds, which Jn^o Herriman or his wife promised to see pay^d to y^e treasurer.

Mary Hichcocke desired the prayers of y^e court for her y^t the lord would helpe her to see her euill more & more.—

M^r Gilbert desired an issue of y^e busines left y^e last court concerning some estate of Isaac Halls which he had attached for a debt due to him, & for further prooffe to what was done y^e last court M^{rs} Gilbert testified y^t shee let Isaac Hall haue a hatt cheaper then he should haue had it for, to pay sixteene shillings in england, which he promised but did not. And alsoe she testified

* Elinor (Russell?), wife of Henry Glover.

y^t he had the Cloake & y^t she was fure he neuer payd for it. Now the Court confidered y^e cafe & declared y^t he fhould have the money foe attached, he promifing fecurity according to y^e law of Attachements: which thing he did.

AT A COURT HELD ATT NEWHAUEN: OCTOB: 7th 1662.

Jeremiah Osborne appeared defireing y^e matter depending about Sam^l Richards* his inventory might be iffued & brought John Gold & Henry Gates to teftify that Sam^l Richards had made ouer all his Eftate to him: But it was told him that there was fundry things to cleare befides his diforder in difpofing of fome of y^e eftate before he had prooued the morgage or had any liberty from authority foe to doe. Jere: Osborne Confessed that he did what he had done unadvisedly & was afhamed of what he had done: Then Jn^o Gold & Henry Gates was called to teftify w^t they could fay in this cafe upon oath: then Jn^o Gold Declared that he heard Sam^l Richards make ouer all that he had to Jere: Osborne both his Leather & working geares, & this was when Henry Gates & he was together and heareing that fome would come & feaze upon all that he had. This teftimony Henry Gates fully affented too upon oath alfoe haueing before exprest it: But the accounts about the Leather being not yet cleared it was Left with Jere: Osborne to repayre to y^e Secretary & fee w^t was to be done & p^rpare it againft another Court.—

John Tharpe was taken notice of for taking tobacco in y^e meeting houfe & was fharpely witneffed againft but he Confessed his fault & hoped it fhould be a warning to him for the future, upon which y^e Court paffed it by onely ordered him to pay the penalty which was fixpence.—

Tho: Morris was called upon to anf^w for not carrying his armes & not doing feruife on y^e lords dayes in his turne as others did: To which he answered that he apprehended That y^e law did free him, upon which y^e law was read but it did not apeare to the court any fuch thing as he pleaded, but he pleaded w^t Gouvern^r Eaton had fayd but could prooue nothing; he professed he would

* Samuel Richards. See N. H. Records, iii, 516.

not breake y^e law but defired to underftand w^t to truft to for y^e future: It was told him further y^t he refufed being warned & was told his euill in foe doeing & that he had gone on in a miftake a great while & told him y^t he ought to fee his euill in refufing to doe feruife & ordered him that he attend the feruife for y^e future acording to y^e law: but becaufe of his long impreffion in this erro^r they paffed it by without a fine which they fhould not haue done in another.—

Jacob Moloine* (was called) with his wife to anfw^r for their goeing together in fuch a finful way of fornication as they had done before marriage: They was wifhed feriously to confider of their fin & how they had expofed themfelves to the juft judgement of God upon them & could not expect a bleffing upon them in y^t relation wherein they now was. Jacob Anfw^red y^t for y^e fact he had nothing to fay to excufe himfelfe, but he did confefle y^t their cafe thereby was miferable, & that god had made him fenfible of it, & he hoped that he would helpe him to be foe more & more; he defired to ftand to the mercy of god and of the Court in this bufines: The Court told him y^t he had tempted his wife to this fin & y^t his fin was greatly aggrauated in his abufing of fcripture to draw her to fin, objecting againft y^t fpeech of Chrift to the woman taken in adultery John 8. fin noe more: which his wife alleged but he faid fhee was a married woman but it was noe fin in fingle perfons as appeares in her examination taken before the Gouvern^r Auguft 8th (62) which [7] was now read & fhee owned & he alfoe, though he faid he could not remember fome part of it. The Court endeauouring further to convince them both of their fin both him in tempting her & fhee alfoe in her too ready compliance with him proceeded to fentence; & firft of him The Court declared that they had Confidered of his great fin in this, & how he had formerly beene fined† in this Court for fuch kind of wayes in a leffer degree & yet he had not taken warning thereby but proceeded now to higher acts of filthines; Therefore fentenced him to be corporally punifhed by whipping; And for his wife that fhee pay a fine of foure pounds to y^e Publique.

* Jacob, son of Cornelius Moline (or Melyen), had recently married Hannah, daughter of George Hubbard, of Guilford.

† See N. H. Records, iii, 450.

AT A COURT HELD AT NEWHAUEN OCTOB: 8th (62).

M^r Moline & his wife appeared before y^e Court to intreate of them y^t they would Consider y^e state of their sonne in reference to y^e former sentence, if inflicted, & declared as followeth (as was interpreted by M^r Goodenhouse) That he understands that his sonne is sentenced to be corporally punished for his fowle fact Committed & he justifies the Court therein: yet seeing his sonne was to trade with y^e dutch as well as the english for the maintenance of his family: Now to be corporally punished was such an infamy among y^t nation y^t they looked upon such noe better then a dog & not fit for Commerce wth them & foe his sonne would be undone thereby. M^{rs} Moline alsoe justifieing the Court desired with much affection y^t they would free her sonne from this punishment & shee should count it a great favor & be answerably Thankfull for it.

Mr. Rutherford alsoe declared to y^e Court that it was foe amonge y^e dutch as was declared by M^r Moline; Upon this y^e Court declared, That they had Considered of what hath beene said by them & of w^t they haue desired in y^e behalfe of their sonne & doe judge the sentence to be righteous; yet Considering how destructive it wilbe to your sonne as is testified they doe passe it by & order your sonne to pay a fine of five pounds to the Publique. M^r Moline expressing his thankfulness to y^e Court promised to see both the fines paid to y^e Treasurer.—

AT A GENERALL COURT HELD AT NEWHAUEN OCTOB: 31th 1662.

The Deputy Govern^r* informed y^e Towne of y^e occasion of calling them together at this time. viz: That there hath beene downe some Gentlemen of Connecticut whoe hath Left here a Coppie of their Pattent & a small writinge wherein they haue signified y^t they looke upon us included in their Pattent† & therefore desire our joining with them. There was alsoe another

* Matthew Gilbert.

† Governor Winthrop of the Connecticut Colony had sailed for England in August, 1661, as agent to procure a charter from Charles II. Such a charter was signed on April 23, 1662, and was displayed at a meeting of the Commissioners of the New England Colonies in Boston on September 4.

writing which was an answer (to those Gentlemens motion) giuen by o^r Committee appointed by the Generall Court in May Last: all which both Pattent & writings was read to y^e Towne & wisht feriously to Consider what answer to returne further to them.

Then M^r John Davenport Pasto^r of y^e Church of christ at Newhauen declared unto the Towne, That he wrote to M^r Winthrop (before he went to England) not to haue any hand in such an unrighteous act as to invlove us in their Pattent: To which he writt to him in two Lette^{rs} one from Mattabeficke & another from y^e Manhatoes at his goeing away, part of which was read, wherein he expresse^d his contrary purpose & the expresseions of some other of their Magistrates to y^e same purpose. And alsoe M^r Davenport p^resented a Lett^r (which he received y^e last night from M^r Rich: Lawes of Stamford) and read it to y^e Towne, wherein was intimated their sad state by reason of y^e turbulent carriages of some of their inhabitants which Connecticut Colony had admitted & soe dismembred us, & some would say they was rebels against y^e King & y^e jurisdiction of Connecticut. Alsoe he further informed y^e Towne of y^e Treatie they had with those Gent: of Connecticut aforesd & how they had shewed them y^e wrong they had done us in dismembring of us at Stamford, Guilford, & Southhold, & all this before they had consulted with us & shewed them their euill therein, but receuied noe satisfaction from them about it.

M^r Davenport alsoe propounded fundrie reasons to be Considered, both why we was not included in Connecticutt Pattent, and alsoe why wee may not voluntarily joine with them. With some directions w^t answ^r to returne, That soe they may see their euill in what they haue done & restore us to o^r former state, that soe we & they may liue together in Unitie & amitie for y^e future.

The Deputy Govern^r declared y^t y^e things spoken by M^r Davenport was of great weig[ht] and he desired all present would feriously Consider of them.

M^r Streete, Teacher of y^e Church of christ at Newhauen, declared that he looked upon the reasons propounded by M^r Davenporte to be unanswerable & y^t both Church & Towne had cause to blesse god for the wisdom held forth in them; & wished them to keepe y^e ends & rules of christ in their eye &

then god would stand by them, & did second the directions given with one scripture out of Eſay. 14. 32. & from thence¹ did adviſe y^t our anſwers ſhould be of fayth & influenced with faith & not of feare. The matter was largely debated, & fundrie expreſt themſelves as diſliking the proceedings of Connecticut in this buſines, as Leiſtenn^t Naſh, M^r Tuttle, M^r Powell &c & deſired ſome anſwer might be giuen y^t way with a deſire of reſtoring [8] us to o^r former ſtate againe: and then by Generall vote declared their diſapprooving of y^e manner of Connecticut Colonies proceeding in this buſines.—

The Deputy Govern^r further informed y^e Towne y^t there was ſome other things to bee ſpoken too as About Planting ſome of y^e quarters with indian corne & the others not. After debate it was by vote concluded That the quart^{rs} called the Gover^{ners} quarter & the yorkeſhire quarter ſhould be planted the next yeare & the ſubbards quarter & the quarter againſt goodm Coop^{rs} not to be planted: this to be ſucceſſiueſly till the Towne ſee cauſe to alter it.

Francis Browne propounded that the highway againſt M^{rs} Allertons might be mended at the Townes charge being of common uſe, but nothing was concluded about it.

It was propounded that there was great need of mending the mill way, which was left to the Towneſmen to get it done.

Something was propounded about the mill, & of fundrie complaints of bad grinding; the matter was debated & after by vote left to the Towneſmen to conſider of y^e buſines and to ſpeake with Deacon Miles* about it.

W^m Andrewes propounded about five or fix men to haue ſome land to plant on, aboue M^r Yales by y^e river ſide, about twenty acres apiece; the perſons was named as Iſaac whitehead, Sam^l Andrewes, Nathan Andrewes, Joſeph Manſfield, Jonathaⁿ Tuttle & Moſes Manſfield, but nothing was concluded about it at this time.

Bro: Morris propounded about widdowes to haue ſome wood provided for them before winter; it was deſired y^t it might be but noe way agreed on. —

* See N. H. Records, iii, 521, for the appointment of Deacon Richard Miles as miller on May 23, 1662.

Noe Towne Court beca: of jurisdiction occasions.

AT A MEETING OF THE FFREEMEN (NOVEMB: 4th ('62)) OF
NEWHAUEN

The Deputy Govern^r informed y^e freemen That it seemes by the Records that the Deputies for the Generall Court was only chofen for that p^rsent Sessioⁿ in May Laft (Now being some occasion for y^e Gen^l Court to Confider of some things when y^e ffreemen of y^e jurisdiction are mett together) Therefore defired them to Confider w^t was to be done: And it was propounded whether they would not haue the two former stand for this p^rsent occasion: & was concluded by vote foe to be, viz: John Cooper & James Bifhop.—

AT A GENERALL COURT HELD ATT NEWHAUEN DECEMB: I. 1662:

The Deputy Gouern^r informed y^e Towne that y^e principall thing of calling them together was to Confider about a schoole-master, (for the Gene^l Court had Lay^d downe the Colony schoole) Learning being of fuch fpeciall use for the fitting of instruments for Church & Commonwealth: The matter was Largely debated & the danger of youths not being educated in Learning if there was not a schoole-Mafter at y^e townes Charge, yet Confidering that there was but few boys y^t did learne Latting, it was thought best to haue a schoole Master that may perfect schollars in English, to learne them to write, and arethmaticke, & to teach them the other tongues as they are capable, & for the fallary The Towne would allow thirty pound p^r annum: this was concluded by vote: This to be p^d by y^e Treafurer.—

The magistrates & Elders was defired & appointed as a committee to provide a futable instrument & to make the tearmes with him.

M^r Sam^l Streete* defired Liberty for Anthony Elcocke &

* The only son of Rev. Nicholas Street, Teacher of the New Haven Church. He was now half way through his College course at Harvard, and probably not over 20 years of age.

Edward Perkins to depart the Court, (haueing some goods of his ffathers to get on shore from Anthony Elcockes vessell) Which was graunted.

M^r Agur* propounded to the Towne for liberty to make a passage (for y^e water) downe the streete from y^e house he liues in to the Valley, it being very afflicting and exerfising to them at some seasons in flowing into their fellars; he promised to doe it at his owne charge: it was granted him.—

It was propounded that men would cleare their wood in y^e streetes for halfe a rod broad from the fences, y^t persons might walke without danger.—

Deacon Peck^e informed the Towne y^t they was much troubled to suply the Elders with wheate & mault & he feared there was want, therefore desired y^e Towne to Consider of it. The Deputy Govern^r urged it that men would endeaue^r to make a p^rsent supply for them.—

The Towne was informed y^t the jurisdiction expected to haue forty pound returned backe of the hundred pound which was pay^d for encouragem^t of the schoole;† it being debated this answ^r was thought meete to be returned, That we signify our trouble that they haue soe left the schoole, yet for peace sake to pay thirty pounds into y^e jurisdiction Treasurer: This was concluded by vote.

[9] M^r Gilbert informed y^e Towne That the Gentlemen in y^e Bay to whom they had granted y^e necke had sent a Lett^r to the Towne but he could not at p^rsent find it, but the scope of it he say^d was their Thankfull acceptance of the Townes kindnes & purpose of comming up at spring.

It was propounded about felling the mill or else to let it: But it was left to y^e Townesmen to p^rpare y^e matter against anothe^r time.—

Decemb: 2^d noe Court beca: noe bufines p^rsented.

* Nicholas Augur, the town physician, who lived on the southeast corner of Church and Elm streets.

† See N. H. Records, iii, 457.

AT A GENERALL COURT HELD ATT NEWHAUEN DECEMB: 3^d 1662:

The Deputy Gouvern^r informed the Towne of the occasion of calling y^m together at this time which was The sad prouidence of God that was fallen out in y^e burning of the mill, That foe we may Confider what courfe may be taken for the fupply of y^e Towne with meale, whether by a horfe mill or building a new mill there again. It was alfoe informed y^e towne that y^e Court & townes-men being together Laft night, Bro: Glouer informed them y^t there was a horfe mill at Easthampton on Long ifland that ground a great deale: The bufines was Largely debated & Bro: Andrewes declared that he had noe fkill in a horfe mill yet he thought if it fhould grind, it would be but litle, & then y^e worke would be loft when anoth^r was fet up; he rather defired that fome would take the place where the former ftood upon futable encouragem^t: it was propounded that if any would appeare they fhould haue all that was there left & fome further encouragement: But none at this time appeareing the bufines was refpited till next fecond day, & then y^e towne to meete againe & it was defired y^t any that had a mind to y^e worke they would goe and view the place & fe what is there left.

It was alfoe propounded y^t Sam^{ll} Marfh would take fome paines to gather up the nayles and irons there, Bro: Miles faid he would helpe him, for he had many tooles burnt there.

AT A GENERALL COURT HELD AT NEWHAUEN DECEMB: 8th 1662:

The Towne being mett together The Deputy Gouvern^r propounded whether there was any that had foe Confidered of y^e bufines (Left with them the laft townemeeting) about y^e mill foe as to undertake the worke, & faid further that we begin to be fenfible of the dammage already: Bro: Andrewes fpake y^t if there was any would fpeake anything about a horfe mill, or Windmill: Bro: Miles declared y^t he had fpoken with Cornelius* about a horfe mill but he giues noe encouragem^t & fay^d y^t if it would grind indian but litle better than fampe:† And further

* Probably Cornelis Moline or Melyen.

† Coarsely ground indian corn.

saide y^t he spake with him alfoe about anothe^r mill & how soone it might be attained. Cornelius told him y^t if timber for y^e wheeles were brought to the towne & sawed and a house thought of to make them in, he hoped a mill might be made ready to goe by the spring. After Large debate of y^e matter there seemed to be an unwillingnes in ye towne to haue a mill set up there at the townes Charge, But rather desired that some would appeare to undertake it themselues:

After some time of waiting none othe^r appearing W^m Bradly declared, That if none would undertake it, he would & exprest himselfe not willing to joine with any in it, something being propounded to him that way: And he further declared that he had thought of a way to doe it & hasten it if the weather be not too sharpe, for he had a house at towne which he purposed to take downe & set up there to liue in himselfe or his posterity: but at present he should goe about a mill and get a millright.

Upon this fundrie shewed themselues well-satisfied with the motion & was willing to encourage him in the worke: W^m Bradly further explained himselfe that he would be understood yt he would set up a mill to supply y^e townes necessitie & to provide as sufficient a miller as he could and if he satisfy not, the towne should haue liberty to provide a miller to their owne satisfaction & he would pay them:

The Deputy Govern^r asked him if he was ready to propound his termes to y^e Towne? He answered that he rather chose to propound them to a Committee: but did propound for liberty to cut timber for the mill upon those lots that was neare, & y^t he might haue the land that did belong to the mill, & some more thereabouts to improve, against which none objected: Something was alsoe propounded, if god should take it away againe by fire, whether he should be engaged to build it againe? It was sayd, if not, y^t he leaue the place againe for the townes encouragement: Something was propounded alsoe about the time of doing it, but being winter season & not knowing how it may prove they could not prefix a time.

W^m Bradly alsoe propounded for forty pound encouragement in worke or any way else & about haueing men pressed in case of breaches; & now for the expediting of the worke, upon debate in y^e issue The Towne by vote Concluded to allow him halfe a rate

for his encouragemt & alfoe to haue Liberty to haue men preffed for the expediting of y^e worke.

It was alfoe propounded to haue a Committee Chofen for this bufinis. The townesmen were mentioned but none was appointed at this time.

The Deputy Gouvern^r informed y^e Towne that the Committee had fpoke with M^r Osborn* to keepe fchoole & told him what the Towne had allowed, but he fay^d y^t he thought it would not anfw^r his need, and being now prefent in Court p^rfented a writing where his tearmes was fpecified, which was read & much was fay^d to him as not likely to be obtained & foe was Left.

ffrancis Browne informed y^e towne y^t theirre yeare was out about y^e fferry:† but it was left to y^e Townesmen—

[10] ° AT A MEETING OF THE COURT: DECEMB: 29th: (62)

Jeremiah Whitnell‡ being in a Treatie of Marriage wth Widdow Mitchell Defired to know of y^e Court, what part of her Eftate did belong to the child: Soe the Court did Confider both of the Will, & Inventory of the Eftate, & found y^t y^e remainder of y^e Eftate befides the legacy giuen to Bro: Mitchells Daught^r at Stratford is giuen to Sifter Mitchell & her daught^r: Now the Court Confidering y^t there appeares fome losse upon y^e Eftate & y^t y^e houle is fomething bettered by the fellar did fee caufe to allow but fifty pounds for the childs part to be pay^d when it comes to age: And this to be pay^d through the wholle Eftate as it is inventorized in houle & Land & houfhold goods &c.

AT A COURT HELD AT NEWHAUEN JANUARY: 6th 1662

Lieuetenn^t John Nafh propounded to y^e Court about a debt claimed by Jn^o Meggs from y^e Eftate of Tho: Jeffries: & p^rfented

* Recompense Osborn was born in Dorchester, Mass., in May, 1644, and graduated at Harvard in 1661. His father, William, came finally to New Haven, where he died in September, 1661. His mother, Fridiswid, married Captain John Mulford, of Easthampton, Long Island.

† See N. H. Records, iii, 489.

‡ Jeremiah Whitnell married in 1663 Elizabeth, widow of Thomas

a Lett^r from John Meggs* wherein was specified that Tho: Jeffrie owed him twenty two shillings for Tobacco which lay at M^r Gilberts house: Now M^r Gilbert testified That Tho: Jeffrie had Tobaccoe from his house of John Meggs his & that he thought it could not but be worth as much as is demanded, upon which y^e Court thought it must be pay^d.

John Benham alsoe claimed a debt from y^e same Estate of eightene shillings for three y^ds of holland, which he said Tho: Jeffrie had of him June. 6: (61) & not pd for it, for prooffe whereof he sd his wife would testify y^e same & alsoe p^resented his booke of acc^{'ts} wherein it stood, but his wife not being p^resent it was respited to y^e next Court.

Henry Glouer alsoe demanded a debt from y^e same Estate in y^e behalfe of Anne White of South Hampton, & for y^t end p^resented a lett^r from her dated Aprill 20th (62): And upon oath himselfe testified: That Anne White gaue him order to receiue this debt of Serj^t Tho: Jeffrie which he owed for a Citterne he had of her fundrie yeares agoe, & y^t he spake to Serj^t Jeffrie of it in his life time & he owned to him y^e debt for this Citterne & say^d he gaue orders to one of Southhold to pay her; Now this Lett^r from her dated as before soe lately shewes y^t shee is not yet paid. Tho: Trowbridge & W^m Trowbridge testified y^t Serj^t Jeffrie had a Citterne from one of Longiland: upon which things the Court saw cause to allow it.—

Thomas Morris propounded to y^e Court about some Rie which he bought of Serj^t Jeffrie upon y^e ground, in which there was great losse; he was to giue for it 13 bush: halfe & wⁿ he had threshed it there was but 9 bush: halfe: he pleaded y^t he tooke it upon Serj^t Jeffries word & y^t he promised him y^t he should be noe Loofer by it, & said y^t Wingle Jn^ofon could prooue y^e same: M^r Augur testified y^t he had heard Tho: Morris often say y^t Serj^t Jeffrie sd soe, But Wingle not being then p^resent it was left to Tho: Morris to bring him another time.—

L: John Nash alsoe propounded about a debt which Philip Leeke claimes from y^e sd Estate, But it was left for Philip Leeke to come to y^e Court himselfe & cleare it.—

Mitchell, who had died in 1660, leaving two daughters, Hannah (by a former wife), and Elizabeth (or Betty).

* John Meigs had removed about 1654 to Guilford.

An inventory of the Estate of George Smith* deceased taken & apprizd by Jn^o Cooper and Roger Alling Decemb: 20th 1662 was p^resented amounting to one hundred ninety five pounds three shillings foure pence: the widdow upon oath attested to y^e fulnes of it: Jn^o Cooper & Roger Alling upon oath attested y^t y^e apprifem^t was just to y^e best of their light. The widdow being asked if there was noe Will of her husbands she answered noe.

The last Will & testament of Richard Hull deceased, made the one & twentieth day of August 1662, was p^resented by his sonne Jeremiah Hull & prooued by M^r Mathew Gilbert & M^r Will^m Jones to be his Last Will to y^e best of their knowledge, whereunto he set his marke & seale in their p^resence; this was by y^m attested upon oath & soe by y^e Court judged Legall: Alsoe an inventory of his estate taken Decemb: 23th 1662: was p^resented amounting to one hundred & one pound eightene shillings & eight pence: upon oath attested by Jeremiah Hull aforesd to be a true & full inventory to y^e best of his knowledge. Thomas Munson & Roger Alling upon oath attested y^t y^e apprifem^t was just according to y^e best of their light.

Jeremiah Hull accepted of being execut^r according to y^e Will, & had power of administration granted him.—

W^m Trowbridge propounded to the Court y^t he might haue an account of his ffathers Estate† that was Left in New Hauen & for this end p^resented two Lett^{rs} from his father the one Dated March. 6th 1655: the other March 4th 1658. wherein his father writes that he marueiles there is not an account of it giuen: It was told him that some time had beene spent in searching y^e Records but it could not be cleared; therefore he paying the Secretary, then y^e Secretary would affoord them what helpe he could therein to Cleare it.

Dauid Atwater appeared & desired of y^e Court y^t the Case depending betweene M^r Goodenhouse & himselfe‡ might be issued: He was told that if he had attended y^e Courts order in measuring his Land as M^r Goodenhouse had done, it might have bene done

* George Smith died in May, 1662; his widow Sarah married John Jackson in July, 1668.

† Thomas Trowbridge, Senior, in New Haven from 1640 to about 1644, then returned to England, where he died in 1672.

‡ Atwater *vs.* Goodenhouse; see N. H. Records, iii. 405, 514.

therefore he was blamed & ordered further That he get his land furveyed wth y^e first conueniencie & at furtheft by the beginning of Aprill next & then he might haue an issue of y^e busines.

[11] Dauid Atwater desired of y^e Court an abatem^t of 3^s: 4^d for entrance of a action against Edward Parker Octob: 1st (61) which they after agreed between themselves, but the Court saw not cause to graunt it.

Jeremiah Johnson appeared before the Court to answer for w^t was lay^d against him by John Clarke in Court Septemb: 2^d: (62), which charge was read, y^e substance of which was That it was hot weather when W^m Paine came into y^e Church & y^t he leaped in at one of the windowes & y^t the Gouvern^r gave testimony for him & Edward Watson, to be the Gouvern^{rs} mate for he knew his M^r Watson was made unsatisfied with W^m Paine when he liued wth him: Jere: Johnson answered he had seriously Considered of it & his euill therein & hoped god had done him good by this affliction but said he could not remember all y^t was charged against him. But y^t which he did remember, he should acknowledge which was this, that coming to goodm. Clarkes house he say^d what a hole this man liues in, then one answered it was not like W^m Paines hole: then he said he wondered how W^m Paine came into the Church & whoe should giue testimony for him knowing that there was such difference betweene Edward Watson & W^m Paine when he liued wth him that he sayth his M^r Watson warned him of W^m Paines house: Jere: Johnson professed he was truly sorry for what he had said & did suspect he might speake more then he could remember as was witnessed against him for he was in an ill frame at y^t time & that he sees y^t he did a great wrong to the Church, & alsoe to the Gouvern^r & his M^r Watson in soe speaking; he was told y^t he wanted not light to carry it better & y^t he was growne to a great height of prophanenes & was minded of his being formerly Dealt with all for such like euills.* Roger Alling & Abra^m: Dowlittle spake as if he had spoken to them in way of repentance. The Court haueing Considered the Case proceeded to sentence & told him That seeing he goes on in such wayes of scoffing & prophanenes yet he promising soe faire as he doth they should but at present Lay a bond of ten pounds upon him for his better behaviour for

* See N. H. Records, iii, 331, 347.

the future, & if he be found in any such wayes againe he should ly liable to the forfeit of this bond or to such punishment as the Court shall see cause to inflict upon him: Jere: Jn^{on} promised this security before y^e Court: & for his not appearing the last Court the court did passe it by because he professes y^t he did forget the day. And for the busines betwixt Edmund Dorman & he they declared y^t they had issued it betweene themselves.

John Benham againe appeared desiring to understand y^e Courts mind concerning the house & accommodations y^t was sometime his fathers & to make good his claime formerly made before y^e Court, p^resented Edward Preston & his Wife for Witnesses Who testified upon oath as followeth first Edward Preston testifieth: That wⁿ M^r John Benham was to haue his sifter, he asked goodman Benham (his father) what he would giue his sonne; he answered him, What hath your sifter? he said eighty pounds, he then said he would make his sonne as good, he asked him wherein? He said he would giue his sonne his house & land, halfe at p^resent & the other halfe at his death, & y^t he should haue part of a horse & something else. The wife alsoe of Edward Preston testified the same upon oath concerning the house & land upon matching with her sifter.

The Court Considering the case as prooued to be giuen him as a condition of marriage thought it should be granted him: & seeing nothing else appeared to the Contrary.—

John Clarke seruant to Roger Alling, haueing bene examined in private about his running away from his Master severall times but giueing noe satisfieing answer, was now called to giue his answer in publique: Roger Alling was called upon to know w^t he had to informe against him, whoe declared as followeth: That it was a great affliction to him to accuse his seruant, he had kept seruants these twenty yeares & had neuer the like excercise with any but seeing this was become publicke & and other private meanes not preuailing but he went on in it: Now for y^e times of his goeing away: the first time was in September Last when he & his wife was gone to Stratford to Jehiells* wedding he had put up his Cloathes & was about going away with Jacob Moline had not Abraham Dowlittle stopped him: The second time was on

* Jehiel, son of William Preston; there was probably some relationship with Roger Alling, or his wife (Mary Nash).

the fifth of Decemb: Laft when he was but gone a litle while to Deacon Miles his houfe, but his father brought him againe at night: The 3^d time was on y^e 9th of Decemb: Laft: & y^e manner of that was: the day before he made as if he had beene ficke & foe went up to bed & lay while the next day & then rofe up & went away to Jofeph Tuttells fhop & foe to goodm. ffootes & lay in his barne all night & without his fupper & next morning went to his fathers & as his father was about comming to Lecture he gaue his father y^e flip that he told Ro: Alling y^t he feared he was quite gone, but when his father came home againe he found him there & brought him againe the next day; & Jn^o Clearke was asked y^e reafon of thefe his courfes & whether he wanted any-thing: He faid noe: but one reafon was becaufe the children did tell tales of him & another was becaufe when he was not well & in bed his dame came up to him & told him he was Lazie & not ficke. it was told him it did appeare y^t he was not ficke y^t he could rife up & goe out from place to place & then ly all night in a barne without his fupper as he did: His Mafter defired to know of him whether he was not out y^e fabbath day night before this, & his groun[ds] [12] why he thought he was, are thefe, becaufe he feemed very fleepie the next day & becaufe he heard the doore goe he thought in y^e night, and alfoe he thought there was fome Candles taken out of a bag & y^t his daughter faw him goe toward y^e Bay. He answered he tooke but one & put it in againe: And being asked to w^t end he tooke it? he faid that he being at Jonathan Lampfons that night & feeing him at worke and wanting light he told him he would bring him a candle: He was told y^t in his examination he confeft he was at Sam^{ll} ffernes his houfe y^t euening: He answered that was before he went to Jonathan Lampfon, & he only went to Sam: ffernes his to fee whoe was there & ftayed but a litle while: He being asked whoe was there? fay^d Stephen Bradly, Ifaac Beecher, Obadiah Wheeler, Jn^o Thomas & his brother daniell. And being asked w^t they was doing fay^d he could not tell for he ftayed but a litle while. The Court much laboured wth him to bring him to a fight of his euill & to an ingenious Confeflion of y^e fame but all y^t was faid litle p^ruailed with him; onely at length he fd y^t he did tell his Mafter y^t he was forry for what he had done & hoped he fhould mend: The Court therefore did Commit him to y^e Care of y^e Marfhall

that foe he might be brought to a fight of his fin in a way of suffering, feeling it could not bee attained otherwise. After the Court was risen up he desired to speake to y^e Court & being together in private he did by way of confession declare That he had bene two or three times at John Brownes house in y^e euenings with some others as he named, viz: Jn^o Thomas Jun^r, Daniell Thomas, & Stephen Pearson where there was dauncing & once playing at cards: & did further Confesse that his maine ground of going away was, that he might goe where he might haue more liberty, for one from Connecticut told him if he liued there he might liue merrily & sing & daunce &c. Soe upon the desire of his Master & the Marshall he was sett at liberty to be with his Master againe.

AT A COURT HELD AT NEWHAUEN FFEbruary. 3^d. 1662:

Thomas Johnson Plaintiffe entered an Action of debt & damage against Thomas Powell Defend^t But after much Debate & uncomfortable words passing betweene them which y^e Court witnessed against; the busines being of long standing & some prooffe wanting, the Court aduised them to get some friends to helpe them issue it betwixt them that foe they may liue in neighborly loue together as they ought for y^e future: this aduise they both agreed to before y^e Court.—

Thomas Morris p^rsented Wingle Johnson for prooffe of w^t Serj^t Jeffrie had said about the bargain which he had tooke of Serj^t Jeffries, viz: That Serj^t Jeffrie promised him that he should be noe looser by it: Now Wingle was asked w^t he could say in y^e case. He answered, That Serj^t Jeffrie would haue had him tooke y^e corne upon y^e ground w^{ch} goodm Morris had but he was not willing: Afterwards offering it to goodm. Morris, & he shewing some backwardnes to it Serj^t Jeffrie said to him, man take it, I would not haue you loose by it: Tho: Morris was asked w^t he desired to haue abated: He answered that he was willing to loose the labour of taking up of y^e corne & charge of bringing it home & desired onely the abatem^t of foure bushells of Rie which it wanted of that he was to giue: & alloe to be allowed fix

shillings for cutting of it, all which came to two & twenty shillings, which was graunted him.—

Jere: Osborne appeared & p^resented his booke of accounts Concerning Sam^l Richards his Estate as he was ordered in octob: Laft & said he had beene with y^e Secretary & they had compared the accounts & found them to be as they are fummed, & for y^e account it felfe Jere: Osborne attested it to be true as it there stood & foe was accepted but told he must satisfie y^e Secretary what was due to him.—

John Winston propounded about a debt of feuen shillings due to him from Serj^t Jeffrie; three shillings of it was for a bush: of indian corne which Daniell Robinson had by Serj^t Jeffrie his order for y^e mill worke, the other foure was cleare upon booke; the three shillings was thought must be allowed by the Towne, the oth^r from Serj^t Jeffrie his Estate.

Sundrie persons was called to answ^r for disorderly & unseasonable night meetings, & first Jn^o Browne* & his Wife, but the Marshall answered y^t Jn^o Browne was gone out of Towne when he went to warne him: His wife was called & told that shee had entertained mens children & seruants contrary to their parents & Masters knowledge or consent, therefore was wished seriously to Consider what euill way shee had gone on in; But shee answered y^t she gaue them noe entertainem^t, for they came in when shee was in bed, & shee bid them goe away as soone as they came for she knew it would be offensive being the euening after the sabbath. she was asked then how they came in, whether she bid them? she answered, Noe it was a mistake if they said soe, and she beleueed they would say she bid them goe away if they speake the truth. She was asked if she did not know that there hath bene youths at their house & playing at cards & finging & dauncing? she answered that formerly there had; but in her examination in private she said shee was in bed when they was there lately. [13] John Thomas jun^r was called, But answ^r was made y^t he was gone into y^e woods with his brother for deare before the marshall came to warne him.

Thomas Tomlinson was asked if he was the man y^t opened the doore? He answered noe but he thinks it was obadiah wheeler

* John Browne (son of Francis) and his wife Mary (Walker) lived on East Water Street.

for he was at y^e gate & Jn^o Thomas told him y^t she bid them come in & he heard her speake himfelfe and bid y^m come in: But goodw. Browne denied it: She was asked if she did not make fast her doore: She answered she thinks it was done very slightly, for they had noe lock to it, only her sifter* set a litle sticke against it: she was wished seriously to consider what hurt they had done to young persons in y^e towne, & this meanes seruants strue to be at liberty from their masters that they may doe as they doe at yo^r house: Then they was all called to speake & first Tho: Tomlinson was told y^t he was one y^t was at this meeting on y^e euening after the sabbath, therefore was called to relate w^t was the occasion & end of his goeing thither: He answered, y^t he was at goodm: Allings corner† & meeting with Jno Thomas jun^r he asked him to goe downe thither & told him he had some busines there soe he went along wth him & had noe busines himfelfe but onely to smooke it & did confesse his euill y^t he should not haue done soe But haue kept at home: Being asked what they did there? He answered y^t three of y^m smoaked it & John Gold & Hachaliah Preston daunced & Stephen Bradly sung.

Daniell Thomas was Called & asked if he went wth his brother? he sd noe but as he was going home he met wth Hachaliah at their gate & he knew not which spake first of goeing thither & soe Hachaliah tooke his horse & tooke him up behind him & soe they went together & then when they was there Stephen Bradly sang & Jn^o Gold & Hachaliah daunced: But he was told that he seemes not to speake truth in this for Bro: Dowlittle said y^t his family told him y^t Daniell Thomas was there in y^e house & y^t Hachaliah went out with him & as apeares by Hachaliahs acknowledgem^t, who was then called & told y^t he had beene one of this meeting & therefore was advised by y^e Court & by his father kimberly‡ to speake y^e truth in y^e case y^t if it might be, this knot might be broken; who related as followeth, viz: As he was sitting in M^r dowlittles house they heard a noyse & abraham & he rose up & went to y^e doore & they saw Daniell Thomas comming out of goodm. Allings grasseplat & afterwards when he & Daniell

* Hannah Walker, born 1646.

† Goodman Roger Alling's corner was the northeast corner of George and Church streets.

‡ Mary, widow of William and mother of Hackaliah Preston, was now wife of Thomas Kimberly.

was together Daniell asked him to goe downe to Jn^o Brownes & told him of the three maides that was gone thither (y^t is Abigaile Clearke, Efther Clearke & Serjt. Whiteheads may^d) and alsoe of Jn^o Gold & Stephen Bradly, (this he related first to his master, & alsoe in his private examination,) soe he went & tooke the horse & Daniel Thomas got up behind him & they went to Jn^o Brownes where all ye company then were. And being asked w^t time of night it was & how long he was there; he answered that he thought it was about 9 or 10 of Clocke when they went & it was about two houres from his going forth to his returne: Being ask^t what they did there he sd Stephen Bradley began to sing & then he & Jn^o Gold daunced & being further asked whether goodw. Browne f^d any thing? he answered: yea: but he could not well tell w^t, But he thinks she said, it was time for them to be gone, but for any drinke &c they had none: He confessed he was very forry for w^t he had done & it was f^d y^t he had acknowledged his euill wth much affection to his mother.

John Gold was call^d & told y^t he was one of this meeting at this time & therefore was to giue his answ^r why he thus walked contrary to y^e law, he being of such an age & should haue giuen a better example. He answered y^t he had giuen his answ^r at his examination: But he was told he must now giue his answer & why he went to Serjt Whiteheads y^t night to speake wth his may^d & to Bro: Elfies. he was looked upon to be a chiefe acter in this to draw out persons to such sinfull wayes which they knew not of: Then he related as followeth, viz: That upon the last day of y^e weeke before this, meeting wth Abigaile Clearke he asked her when she went home to Stratford? she answered shee could not tell, & he told her it would be bad weather ere long; then on y^e sabbath day he saw goodm Bearfly of Stratford at meeting, & at euening he went to y^e waterfide to speake with him, & meeting wth him, he told him of Abigaile Clearke, y^t she would willingly goe home, & he told him if shee would come downe, he would carry her, for he was to goe y^e next tide, & soe desired him if he see her & Serjt Whiteheads maid, y^t he would wish them to come downe & he would be either at his vessell or at Jn^o Brownes house: & this he f^d was y^e reason of his going to Serjt Whiteheads & goodm Elfies to speake with these mayds: then he going downe to Jno Brownes to reckon with him (as

he said) met wth Stephen Bradly goeing thither & they both as they was goeing about M^{rs} Allertons Bridge* met with the mayds before mentioned, and asking them whither they was goeing? they said to goodm Brownes then he told them w^t goodm Bearfly f^d: But he being asked if he had not spake with the maydes before then, to doe his errand: He euaded a plaine answ^r & f^d if any proue it he should speake, though before he had denied his speaking with them as he was told.

Stephen Bradly was called & asked what his bufines was to goe to Jn^o Brownes y^t night? He answered y^t he haueing sent to his brother at Guilford by goodm Browne, & hearing of his being come home went to inquire how his brother† did & to see if he had brought him a lett^r: He was asked why he did not come away p^rsently when he saw Jn^o Browne was not at home: He answered he fees his euill in not doinge soe: He was further told y^t he falls to finging & soe fet them to daunce: He answered he had nothing to say for himselfe but was very forry & hoped it should be a warning to him.—

Hachaliah Preston was further charged with being in goodm. Winstons yard with Serj^t Whiteheads mayd y^t night & as was sd himselfe had acknowledged to feuerall, therefore was wished to speake the truth in y^e Cafe. But he professed he was not in the yard but left her at the rayles & went his way & remembers not y^t he had soe acknowledged to any.—

[14] The Court haueing Considered the bufines proceeded to Sentence; & first they was all Called by name as Jn^o Gold, Hacha: Preston, Stephen Bradly, Tho: Tomlinson & Daniell Thomas, And wifh^t feriously to Consider theire sin in these things both against god & theire owne foules & y^t to fall into such vaine wayes soe immediatly after y^e sabbath (of which they had soe often beene warned in y^e publicke Ministry of y^e worde) and alsoe walking soe contrary to the law here established & often published & was now againe Read. The Court inclining to moderation did Sentence them to pay fise shillings a person to y^e publique & y^t

* Mrs. Allerton's bridge was over the East Creek, north of George Street.

† Stephen Bradley was now about 21 years of age, and one of his brothers, Nathan, who was four years older, had already settled in Guilford, where Stephen soon joined him.

before y^e next Court or else to stand to w^t further punishm^t the Court shall see cause to inflict on them—

Jonathan Lampson was Called & told y^t he had beene one in these night meetings at John Brownes: But before he answered his father desired to speake to y^e Court: & haueing liberty f^d That he was very sorry y^t his sonne should be found faultie againe, for he had seene great amendm^t in him since he was formerly before the Court*. Then Jonathan acknowledged he had beene at Jn^o Brownes two or three times, & once there was a litle playing at cards by Jno Thomas & Stephen Pearson: Jn^o Thomas brought y^e cards thither; one time he played in the lot & once at their house wth Jn^o Jagger: Jn^o Jagger† being called was asked if it was foe, & where he had y^m Cards & whats become of them: He answer^d yea; & he had them of Richard Bowton, but he threw them into the Creeke: & being asked further why? he said because there was not enough of them, they was old ones & he was resolved to play noe more with them: & being further asked if he knew of any y^t sold Cards in y^e Towne? He answered Noe: And Jn^o Jagger was further questioned why be blamed Jn^o Clearke for Confessing? But he perumpторily denied it & sd that Jn^o Clearke had denied it to him: Soe y^e Court passed Jn^o Jagger by, only wth a warning to take heed he be not found in any such wayes againe: & foe proceeded with Jonathan Lampson, wishing him to Consider of his wayes, haueing beene in Court before: yet the Court out of tendernes hopeing it might p^rvaile with him to reforme: Therefore did sentence him to pay ten shillings & y^t before the next Court, or else to stand to what the Court shall then see cause to inflict: He desired to be thankefull to y^e Court for their fauo^r towards him & desired their prayers for him y^t y^e lord would helpe him for y^e time to come.—

John Clearke seruant to Roger Alling was called, to answer for his miscarriages whoe besides his being in these sinfull meetings feuerall times, as appears in his acknowledgem^t y^e laft Court, notwithstanding y^e Courts tendernes towards him upon his promise of amendm^t: he was now told that it seemes he hath carried it

* See N. H. Records, iii, 528, for former examination of Jonathan, son of Thomas Lamson.

† John, son of Jeremy and Elizabeth Jagger, of Stamford, was born in 1644.

worfe since & played the hipocrite in faining himfelfe ficke & refufing his diat & making as if he was diftracted to goe away from his mafter in y^e fnow barefoote up to y^e farme, & he was told y^t if fuch things be fuffered it would be fad. Therefore was wifht to fpeake w^t he had to fay for himfelfe? He answered that he did not ftand to iuftify himfelfe in any thing but fall under it & for his refufing his diat & running away in fuch a manner, he can giue noe good reafon for it but he had f^d before y^t he thought to weary his mafter out y^t he might let him goe away. Therefore the Court Confidering y^t tendernes would not p^ruaile with him did Sentence him to be Corporally punifhed by whipping p^rfently: which was then inflicted.—

John Thomas junio^r being come was called & told that he was one that had beene at thefe night meetings at Jn^o Brownes: and firft he was afked about that meeting when Jn^o Browne was not at home, whether y^t fhe bid them come in? He answered: Noe; fhe was not willing becaufe her hufband was not at home, & he further f^d that fhe fpake to y^m to be gone once or twice: He was told that theire fin was the greater & that he walked as one without gouernmt & was a great greife to his parents in his ftubbornnes to them (whoe fhould be a comfort to them) & y^t he would fay if he might not goe where he lift he would be gone where he might haue his liberty, & he was further told that he had beene under blame* for mifcarriages in time of diuine worfhip in y^e meeting houfe: He answered that he was very forry for it; & hoped he fhould doe foe noe more: The Court wifht him to Confider it & lay to heart his fin againft God & his ftubbornenes to his parents, & that though he had beene fpoke to in private & feemed to be affected yet ftill to goe on, & y^t he fhewed a ftubborne fpirit before y^e magiftrates: Therefore the Sentence of the Court is that he pay ten fhillings fine to y^e publike & y^t before the next court, or elfe to ftand to what y^e court fhall then fee caufe to inflict. He was further told y^t if this p^ruaile not to reforme him, he muft looke for fome fharper punifhm^t. His father f^d it was a great greife of heart to him & his wife & he hoped he fhould take more care of his children for time to come.

* See N. H. Records, iii, 528.

[15] AT A COURT HELD AT NEW HAVEN MARCH. 3^d. 1662/63:

James Ruffell doth alienate for euer to Thomas Barnes two acres of meadow which formerly was giuen him by y^e Towne out of M^r Rowes Lott, Lieing next to y^t meadow which was Layed out for M^r Dearmer, the riuer on the west, the upland on y^e east, & Thomas Barnes his part of M^r Rowes meadow on y^e South, & Tho Barnes to pay y^e alienation.

John Tuttle doth alienate for euer to John Potter his houfe & homelott lieing at stony riuer, being about fīue acres be it more or Lefse with all y^e fences & buildings thereupon.

John Tuttle doth alienate for euer to Widdow Luddington all his part of upland meadow about Stony riuer, which was the halfe of y^t which was his fathers proportion there, the homelott before mentioned excepted, these alienations to be p^d betwixt them.

Timothy Nafh doth alienate for euer to Leiftenn^t John Nafh* (as by a writing subfcribed with his owne hand & alfoe by his wife fhewing her Content thereunto and testified by Roger Alling to be foe subfcribed by y^m) his houfe, homelot & all buildings & fences therupon with all other Lands and meadow with rights & priuiledges theretoo belonging which he was poſseſſed of by his father.

Widdow Potter appeared to prooue the Will of her husband (as Left by the Co^{rt} of magiſtrats to this Court) The will being allowed by y^t Co^{rt}: & now p^rſented for prooue: Deacon miles tooke oath that it was the laſt Will of Will^m Potter to y^e beſt of his knowledge; Deacon Pecke being the oth^r witnes was not well & foe was not there, but Deacon miles testified y^t he ſubſcribed to it.

Leiftenn^t John Nafh & James Biſhop as Truſtees for y^e eſtate of Samuell Caffinch pleaded y^t they had wrong done them in y^t peaſe was diſpoſed of diſorderly & paying ſome debt made ſince W^m Potters death before they was pay^d a certaine quantity of peaſe which W^m Potter borrowed of them (the peaſe belonging to the eſtate aforeſ^d & ſhould haue beene pay^d at firſt winter was two yeare) to be pay^d winter was twelumoneth with ſome

* John and Timothy Nash were reſpectively the eldeſt and youngeſt ſons of Thomas Nash.

advantage by his owne voluntary motion but when time of paym^t came, he desired y^m to take other pay (pleading he should not have peace to sow) which they refused & soe the greatest part of y^m yet remains unpay^d, which they apprehended should have been pay^d in y^e first place, being y^e feed y^t he sowed. Widdow Potter being demanded why shee had thus done? answered, That M^r Rutherford hearing her peace was threshed came y^e next morneing (before they was winnowed) & brought sackes wth him & was soe importunate to have them done y^t he f^d if shee could not doe them he would fetch one of goodm Clearkes boyes to helpe & soe he did, & they with her daughter winnowed them & put up nine bushells & shee sd shee told M^r Rutherford that they, viz^t L. Nash & James Bishòp, was to have the peace, but he would not be denied, & after the magistrate had sent up advise not to pay anything out of y^e estate till the Will was prooved. M^r Rutherford comming up for y^e peace she met him as she was comming to y^e towne & told him shee must not deliuer any, but he went on & tooke them away when shee was not at home: But M^r Rutherford not being at Court to answ^r for himselfe the matter was not much further debated.

Widdow Potter had power of administration graunted her & shee ordered to appeare with her children the next Court.

Widdow Judson p^resented the Last Will & testam^t of her late husband, W^m Judson* deceased, which by the witnesses (Deacon Richard Miles & John Cooper) was prooved upon oath and soe approved as Legall.

An Inventory alsoe of y^e Estate of Will^m Judson deceased amounting to 326^{lb}—08—04 was p^resented taken y^e 15th of Decemb: 1662. the widdow upon oath attested to y^e fulnes of it soe far as is clearly knowne at p^resent, there being one booke wanting (as she apprehended) of some accounts, therefore she promised to p^resent any thing after y^t should appeare. Thomas Munson & John Cooper upon oath attested that y^e apprizem^t was just to the best of their light.

Widdow Judson being executrix, had power of administration graunted her, to administer according to Will.

* William Judson died in July, 1662; his second wife, and widow, Elizabeth, had previously been wife of Benjamin Wilmot, Jr., and earlier of ——— Eaton or Heaton.

An Inventorie of y^e estate of Will^m Luddington* deceased was p^resented amounting to taken ye the widdow upon oath attested to y^e fulnes of it to the best of her knowledge, John Cooper & Mathew Moulthrop upon oath attested that the apprizem^t was Just to the best of their Light. The widdow being asked if her husband made noe Will? answered y^t shee knew of none for shee was not here when he died. Mathew Moulthrop testified that he made none.

The Matter respecting y^e Childrens portions was deferred till next Court, & the widdow with him y^t shee was to marry & all her children aboue fourteene yeares of age was ordered then to appear & the Court would order the estate & consider how the childrens portions shalbe secured.

Mr Cornelius Moline Plain^t }
 Cornelius Williamson Defend^t }

The Plaintiff entred an action of y^e Case against y^e Defend^t concerning a mare: & thus informed against him. That in June last he lent y^e Defend^t a mare to goe to y^e mill, & told him he should bring her againe p^resently after dinner y^e same day (which he promised foe to doe); but he neuer had the mare againe to this day, therefore he desired to haue the mare looked up againe & deliuered to him or else the Defend^[t] to helpe to another as good, the valew of y^e mare was ten pound.

[16] ATT A GEN^{ll} COURT HELD FOR NEW HAVEN MARCH: 9th
 1662/63:

Jeremiah How desired Liberty to depart the Co^{rt}, to attend the tide, being about to Loade his vessell to goe to Milford Mill, which was granted him.

Willm Bradly propounded to w^t formerly he had done about y^e mill, to haue thirty or forty acres beyond y^e rocke for the encouragem^t of any y^t should Liue there: The motion being Largely debated it was put to vote for either twenty or thirty, &

* William Ludington was born about 1608, and his wife Ellen about 1619. His inventory, in the Probate Records, amounts to £156. 10s. She next married John Rose, or Ross, of Branford, in 1663.

the vote iffued for twenty acres of upland beyond y^e rocke (befides y^t which is already on this fide) to be layed with as litle inconveniencie to y^e towne as may bee, provided the Miller doe liue there for y^e fuplie of y^e Towne. fomething was propounded about y^e fence (in y^e behalfe of widdow Row*) that is upon y^e Land on this fide y^e rocke, but it was left to be confidered another time.

It was alfoe propounded for to haue a Committee apointed to agree with Will^m Bradly about the mill & fettle it, & after debate, Leiftenn^t John Nafh, M^r Tuttle, M^r Ling, John Cooper, Roger Alling & James Bifhop was apointed a Committee to treat and Conclude with Will^m Bradly, any foure of them being p^rfent & agreeing.

Will^m Bradly upon his defire had Liberty to depart the Court.

The Treafurers accounts (as they was audited) for y^e yeare (61) was read, & the names of y^e perfons left in debt to y^e towne upon former accounts.

An advife of y^e Committee for y^e Colony, in reference to Connecticutt, was read to y^e towne.

John Hall propounded about y^e fence about y^e Gouvern^{rs} quarter; the land being turned ouer to fundrie, he defired that thofe y^t had y^e land would fet up their marks.

The Deputy Gouvern^r informed y^e Towne y^t fome of y^e fubbards quarter had been with him & defired y^t it might be planted with indian, but it was exprest by feuerall y^t y^e order fettled would be moft for y^e Towne, & there was but few pleaded for to haue it planted, therefore it remained as formerly fettled, not to be planted this yeare with Indian.

Thomas Kemberly fenio^r propounded That it is his wiues[†] defire that it may be recorded that fhee hath fix Rod of her proportion of fence in y^e fubbards quarter abated, for paying twenty fhillings: Then fome of y^t quarter in y^e name of the reft declared that it was foe, by the Confent of the quarter.

John Potter propounded for a piece of land about halfe an

* Matthew Rowe, who had been the miller since 1655 or earlier, died in May, 1662.

† He had married about 1660, as his second wife, Mary (Seabrook), widow of William Preston.

acre, lying at y^e end of his homelott by ftony riuer, & he promised to leaue his land y^t he was to haue by his shop.

He alsoe propounded for a peice of hassluckie meadow, it was thought about eight acres, & it was f^d y^t the Towne neuer makes use of it, only goodm Moulthrop cut about halfe an acre of it; it lies adjoining to some of his meadow: After debate it was put to vote & was both graunted him prouided that he Leaue a sufficient cart way by the riuer side.—

Mathew Moulthrop fenio^r propounded for a piece of meadow of about fix or feuen acres lying neare southend, part of which he hath formerly had use of by liberty from y^e Towne: After some Large debate upon it, & confidering how Inconvenient it lay in a long narrow flip it was put to vote & by vote graunted him as his owne.

John Winston propounded y^t the Towne would giue him liberty to sett a shop in y^e streete against his house, for he found it very inconvenient where his shop now stood. It being put to vote was granted him.

ATT A COURT HELD AT NEW HAUEN APRILL 7th 1663:

Mr Jones declared y^t the matter of differance betwixt Mr Powell & Thomas Johnson, which was left with them to issue by way of arbitration by this Court ffeb: 3^d (62), himselfe being one that had heard y^e busines betwixt them; & for y^t part of it which was matters of accounts they had issued it, & for the other part which was matters of offence in regard of some uncomfortable words y^t passed betwixt y^m in Court aforef^d, they had declared before y^e arbitrato^{rs} that it was issued betwixt y^m, But there being some different ap^hensions in Bro: Munson (whoe was one of y^e arbitrato^{rs}) about this latter part ap^hending Mr Powell was to acknowledge his euill before y^e Court, Mr Powell f^d y^t he ap^hended it was left wholly to y^e arbitrato^{rs} to issue the whole busines, & then one of y^m to declare it to y^e Court as Mr Jones had done: But yet hee did acknowledge his euill in y^t retorting speach of his (to goodman Johnsons speech to him y^t he shuffled with him in this as in other things) viz^t That goodman Johnson was an uncomfortable neighbo^r, & saw it to be contrary to y^t

rule y^t we should not render euill for euill & foe not reproach [17] for reproach: & alfoe y^t he did not giue Tho: Johnfon a receipt of w^t he had received upon his Bil[1] which was righteous for him foe to have done. Tho: Johnfon being to ſpeake about y^e euill of his ſpeech did Juſtify y^e truth of y^e fame, which was not at all tending to ſatiſfaction, but he was told he was better to haue ſ^d nothing & foe y^e matter was Left at that time.

James Clearke p^rſented a writing in which was expreſt three parſells of land y^t he bought of Will^m Potter*; two of y^m within y^e fence betwixt W^m Potters houſe & his, one of y^m the quantity of three acres, y^e other is y^t which W^m Potter bought of Leiſtenn^t Naſh his father; the other parſell without y^e fence Joineing to y^e ſ^d James Clearkes Land, & is to run ſtraight with the fence y^t now is, which comes from W^m Potters houſe towards y^e mill riuer, & this to runn from y^e highway Layd out for Connecticott trauellers unto a litle ſtreame y^t runs into the mill riuer. Theſe lands is bought & pay^d for by y^e ſ^d James Clearke with y^e timber thereof, according to agreem^t made betweene y^m. This writing was ſubſcribed by the marke of Will^m Potter witneſſed by Thomas kemberlye, & Thomas Powell: this land was confirmed to James Clearke with y^e conſent of widdow Potter y^t was then p^rſent in Court.

There being in y^e writing aboue mentioned ſome land mentioned as ſometime belonging to Samuells Caffinch which now James Clearke Challenges as bought of M^r John Caffinch, James Biſhop now in Court lay^d Claime to whateuer Lands that there did belong at any time to Sam^l Caffinch aforeſ^d, as haueing bought all Sam^l Caffinches accomodations of thoſe intruſted to make ſale of y^m, & pleaded y^t if M^r Jn^o Caffinch aforeſ^d had ſold any Land of his Bro: Sam^l Caffinches, that he had noe power foe to doe, as he could make it appeare, neither did he ap^rhend y^t y^e alienation of M^r Caffinch to James Clearke would cleare y^t he ſold any of his Bro: Sam^{ls} land, but onely M^r Caffinch his owne part: Then y^e Record of y^e alienation was viewed & read but nothing was cleared thereby to any iſſue, but y^e matter left to further conſideration.

John Benham appeared to Cleare y^e matter of 3 yards of holland which he ſaith Serj^t Thomas Jeffrie had of him & was yet indebted

* See N. H. Records, iii, 110.

for, & brought his wife to testify y^e same as he sd shee Could in Court January 6th (62). But she appearing a very weake woman & unfit to be put upon oath, The Court wholly waued her testimony & proceeded to giue John Benham his oath whoe testified That according to his booke of accounts Serjant Tho: Jeffrie had of him three yards of holland June: 6; (61) at fix shilling per yard, for which he was to pay him Corne which he neuer yet had: the Court approoued it as iust to be pay^d out of Serje^t Tho: Jeffrie his estate.—

Widdow Potter wth her two daughters apeare^d about their portions*: They was asked w^t would satisfie y^m? They answered that they desired to be pay^d as soone as theire mother Could: & being asked if they was willing to stay while their mariage, one of y^m viz: Hope f^d noe. Then Widdow Potter was told y^t they was of age to receiue their portions & therefore shee should endeaue^r to pay y^m as soone as shee Could, & in y^e meane time y^e farme & lands must stand ingaged while it is done. She was alsoe blamed that she had pay^d foe much to her sonne Joseph Potter Contrary to y^e Will whereby she was disenabled to pay iust debts; to y^e wrong of fundry & alsoe of her daughters.

Thomas Johnson apeare^d for to giue in security for y^t estate of M^{rs} Godmans† (which was ordered to him by y^e Court of Magistrats in May: 1661 he giueing in security to be responfable to any y^t should lay a better Claime); he tendered his farme with his owne engagem^t which y^e Court accepted, but blamed him for his neglect foe long, which he acknowledged.

Thomas Johnson Claimed a debt (in y^e behalfe of his father in law‡ Bauficke of Stratford) from Serjea^t Tho: Jeffrie his estate, of 12^s: 6^d: & for y^t end p^resented a bill of fundrie particulars amounting to y^t summe, & further f^d that he demanded it of Tho: Jeffrie in his life time, whoe did not deny y^e debt but deferred paym^t. But y^e matter wanting prooffe it was left to a furth^r time.

* Hope, daughter of William and Frances Potter, married Daniel Robinson in February, 1664; her sister Rebecca married Thomas Adams in November, 1667.

† See N. H. Records, iii, 467, 481.

‡ Thomas Johnson's wife Ellen was probably a daughter of Arthur Bostwick of Stratford.

An Inventory of y^e estate of Rob^t Talmage deceased, taken Octob: 3^d: 1662, p^resented & prooued upon oath by y^e widdow of y^e deceased to containe y^e whole estate of her late husband deceased to y^e best of her knowledge, & by Roger Alling & James Bishop y^t y^e apprizem^t was iust to y^e best of their light: & foe was approoued & adminiftration graunted to the Widdow upon y^e estate, but y^t which Concerned y^e childrens parts was deferred till another time.—

John Brocket desired to haue ten acres of land alienated to him which he bought of Rob^t Talmage in his life time. Widdow Talmage acknowledged y^e purchase & shewed her Consent & f^d it was not brought in, in ye Inventory, foe it was confirmed to him he paying y^e alienation. It was all y^e remainder of Rob^t Talmage his Land (on the east side) of y^t which he sold to Richard Hull.—

Dauid Atwater & M^r Goodenhouse desired an issue of their busines long depending: They was told it was their owne fault in not attending y^e Co^rs order in getting both their lands measured. John Brocket p^resented a plott of a quantity of land which he had measured for dauid Atwaters & desired to know if w^t he had done should stand, but there was noe determination giuen of y^t question at this time, for M^r Goodenhouse pleaded y^t dauid Atwater had not attended y^e order of y^e Court in not takeing two men with [18] the surveyor, therefore he was not satisfied with y^e measure. The Court propounded to y^m y^t if they was not ready they might deferre it while y^e next Court, or rather to issue it betweene themselves which was most desired: But they both desired y^e Court to put an issue to it at this time.

The Court haueing Considered y^e case & what had been f^d on both sides did by way of Sentence declare, That in reference to y^e action as Lay^d they find that M^r Goodenhouse hath done wrong unto Dauid Atwater in Charging of him with y^t which he cannot prooue neither doth y^e survey at all as yet appeare to helpe him, therefore y^e Court did judge y^t M^r Goodenhouse pay to dauid Atwater ten shillings in reference to y^e action & other Charges of witnesses. But Considering y^t Dauid Atwater hath beene much in fault in p^resenting such a plot, as the line thereof was drawne through Captaine Turners barne, & yet he neuer lay^d Claime to this in Captaine Turners life time, & alsoe not attend-

ing the order of y^e Court about y^e furuey: And alsoe Confidering w^t grounds they haue heard that M^r Goodenhouse had for foe speaking both from his wife & fundry others, The Court Judges y^t each of y^m beare y^e Charges of the furuey of their owne lands— The Court haueing thus declared they both seemed to be satisfied with y^e sentence & did acknowledge their faults. M^r Goodenhouse in speaking foe as he had done to y^e reproach of Dauid Atwater & hoped it should be a warning to him: And Dauid Atwater in p^rsenting such a plott y^t tended to y^e defamation of Captaine Turner.

AT A GENE^{ll} COURT HELD AT NEWHAUEN THE 27th OF APRILL. 1663:

The list of y^e names not being there they was not called, but proceeded to y^e Choise of Townesmen, And Confidering that fwe they thought might doe the worke as well as feuen, it was agreed to Choofe but fwe, But in y^e first voting there appeared an equall vote betweene Roger Alling & Thomas Morris & upon the second vote there being some different ap^rhenfions concerning it; Upon Roger Allings motion they was both added to the oth^r foure & foe there was fix Chofen for y^e yeare enfueinge: viz^t: Thomas Munfon, Roger Alling, Thomas Kemberly fenio^r, John Herriman, Will^m Rufsell, & Thomas Morris.

M^r Rutherford & Henry Glouer upon their desire had Liberty to depart y^e Court to attend the tide about their vessells.

The Towne being informed that there wanted two deputies for y^e Gene^{ll} Court for y^e iurisdiction which would haue occasion to meete y^e next weeke, the ffreemen proceeded to vote and Leiftenn^t John Nash, & James Bishop, was Chofen for y^e next fefion onely.—

The Townesmen informed y^e Towne y^t they had p^rpared new viewers of fences for y^e feuerall quarters for y^e yeare enfueinge, which being read was approoued as followeing, viz^t: M^r Tuttle & Willm Gibbins for y^e Gouern^{rs} quarter, Jere: Osborne & Wingle Johnson for y^e Harfordshire quarter, Sam^{ll} Hodgfkins & Thomas Tuttle for y^e yorkefhire quarter, taking in y^e new field y^t joines to it, Jonathan Tuttle & John Coop^r for enfigne Munfons quarter, Henry Bristow & Timothy fford for y^e fubbarbs quarter, Willm

Payne & Tho: kemberly junio^r for y^e mill quarter, John Winton & John Thomas for springfield, Willm holt & John Johnson for y^e field at Beauer pond.—Timothy fford & W^m Payne desired to know there worke, but they was referred to y^e Record to informe themfelues.

AT A COURT HELD AT NEWHAUEN THE 5th OF MAY. 1663.

John Herriman doth alienate for euer to Thomas Barnes thirty two acres of upland which he bought of Thomas Lord, which was part of M^r Dearmers lott which lieth on the east side of y^e east riuer, adjoining to M^r Rowes lott: the alienation to be pay^d betwixt y^m.

Tho: Barnes desired to haue some land & meadow alienated to him, viz^t: all y^e accomodations of upland & meadow of Thomas Wheeler Jun^{rs} on y^e east side of y^e east riuer & for proofs of purchase hereof he p^resented a couent betwixt him & Josiah stanbrough y^t married the widdow of Thomas Wheeler aforeseid wherein this purchase was implied, foe it was confirmed to him, he paying the alienation.

Willm Andrewes doth alienate for euer to James Dennison & John Ofbill his house and other buildings with all his right of land & meadow at Southend, alienation p^d betwixt y^m.

The last will & testam^t of M^r Will^m Gibbard Deceased was p^resented & prooued upon oath by M^r Will^m Jones & Ellin Glover the witnesses & soe approued as Legall.

An Inuentory alsoe of y^e Estate of M^r Will^m Gibbard Deceased taken y^e 30th of April 1663 ammounting to* prooued upon oath by y^e widdow of y^e deceased to containe y^e whole estate of her husband deceased to y^e best of her knowledge excepting those things mentioned in y^e inuentory not yet cleared which is to be cleared with y^e first Conueniencie & alsoe some Estate in England mentioned both in y^e Will & inuentory; Leiftenn^t John Nafh & Henry Glouer upon oath attested that y^e apprizem^t was Just to y^e best of their light.

An Inventory of y^e Estate of Mathew Row lately deceased p^resented & prooued (taken May 4th (63) ammounting to 117^{bs}:

* Mr. Gibbard's inventory in the Probate Records amounts to £290-7-6.

14^s: 02^d) upon oath by y^e widdow of y^e deceafed to containe y^e whole eftate of her hufband deceafed to y^e beft of her knowledge, excepting fome fmall matters y^t are not yet cleared, as about a rope pay^d for, to Iofeph Alfup for y^e towne. Willm Andrewes & Roger Alling upon oath attefted that y^e apprizem^t was juft to y^e beft of their light. There being noe Will as was affirmed by y^e widdow fhee had power of adminiftration granted her.

[19] Thomas Johnfon defired to fpeake to y^e Court, whoe haueing liberty declared, That he was forry for y^t which he had fspoken in defamation of his neighbo^r (mentioned in Court Aprill 7th (63)) & hoped it fhould be a warning to him for the time to come. M^r Powell declared his acceptance according to chrift rule & did againe acknowledge his euill as in Court Aprill 7th (63).

Mathew Moulthrop fenio^r made complaint againft his neighbo^{rs} at Southend for not maintaineing their part of fence againft his meadow & theirs at ftony Riuer: But there being onely Matthias Hitchcocke & James Dennifon in Court whoe pleaded that they did not looke upon y^m felues bound thereunto. But y^e Records being fearched & read concerning the graunt of Southend it was found that they was bound to make & maintaine it, viz^t halfe of it, & y^e other halfe y^e farmers at ftony Riuer & M^r Tuttle informed y^e Court y^t they had lay^d out y^e fence where it now ftands for both their Conueniencies. Then James Dennifon fpake, & fd y^t he was ignorant of y^e cafe before, but now he understands it, he fhould engage for himfelfe & his partner to doe their parts. Matthias Hitchcocke was blamed, & told, that he makes more trouble by his ftiffenes then others; Then he promifed to doe his part according to order.

John Browne & his wife was called to anfwer a charge lay^d againft y^m, viz^t: That they had entertained mens feruants & children at their houfe unfeafonably contrary both to y^e knowledge & confent of their parents & mafters; & for fuffering diforderly night meetings of young perfons there, & in them Dauncing, & cardplaying in part, in which himfelfe had alfoe acted foe contrary to y^e ftate he ftands in, & fome of thefe diforders on y^e eueninge after y^e fabbath; foe directly contrary to y^e publike warning giuen in y^e miniftry of y^e word for y^e good of foules, & alfoe haueing been often witneffed againft in y^e towne

meetings, & besides this contrary to y^e law in print & upon Record which hath beene often published: & charge testified by diuers persons y^t haue been there, as John Clearke, Jonathan Lampson, John Thomas junio^r, Daniell Thomas, Hacha: Preston, Thomas Tomlinson &c, & all this agrauated on his part haueing beene formerly dealt withall for his finfull miscarriages both in this Court, & y^e Court of Magistrates, whoe saw cause to lay him under bond for better behauio^r in attendance to his oath of fidelity for y^e future under which he now lies at this time. This being read they answered, & first John Browne, that he invited none to his house but when they was there he spake to y^m to goe away, but they p^ttended one busines or other when they came, but he f^d he was sorry for anything he had done Contrary to law, & he fees y^t he was out of his way in acting foe vainely wth y^m. He was told that his permittance of y^m was a sin against god in their spending of their time vainely & idly & that their parents & masters of some of y^m had made complaint of y^e wrong they had receiued by this meanes. Hee answered y^t he had spoken with some of them about it & would satisfie y^m, and he fees his euill y^t he did not tell their parents & masters of it, & he would promise that they should neuer find such things by him againe. His wife alsoe f^d That she was sorry y^t she should be noe more carefull in fastening the doore but left it foe slightly y^t they came in when shee was in bed but she spake to them to goe away: But shee was told that shee should haue Complained of y^m, but y^e Contrary appeared as by her owne confession y^t shee was not willing her ffather & mother* should know it.

Mr Hodfshon desired to speake to y^e Court and haueing liberty f^d y^t he was lately goeing through ffairefield & seeing John Browne there & speakeing with him he seemed to bewayle the state y^t he stood in & such a distance from the people of god; & he f^d that he told him his euill as the Lord enabled him, & he hoped y^t he should haue feene a more repenting frame in him then doth now appeare: John Browne was told that it was to be feared y^t god hath left him & was minded of this, y^t after man had

* Mary, wife of John Browne, Senior, was the daughter of John Walker, who died in 1650; her mother, Grace, next married Edward Watson, and they both died in 1660.

Her father and mother here referred to must be her husband's parents, Francis and Mary Browne.

done with him yet he had to doe with god. The Court haueing Confidered y^e Cafe did by way of Sentence declare. That they did hope & expect to have feene in y^m both a more fence, & ingenious acknowledgem^t of their fin then hath apeare, therefore was wifhed to Confider of it more feriously then they had done; & as others which had beene entertained by them hath beene fined, foe the Court could doe noe leffe then Judge them to pay for both their mifcarriages a fine of ten fhillings to y^e publike, & y^t he engage feriously by promife to reforme their Courfe for y^e future which John Browne ffreely engaged foe to doe.

John Rofe whoe married widdow Luddington was called to know w^t fecurity he would giue for y^e Childrens portions y^t was not yet of age to receiue y^m: But moft of y^e children that fhould haue apeare at Court being not well & foe not fit to come, the matter was refpited till another time, & he told y^t he muft giue bond when called thereto.

M^r Osborne defired of y^e Court, that he might haue liberty to goe with his mother ouer to long Ifland,* & if they would not free him wholly, that then he would teach fchoole (after his time agreed upon was out) as long as he was abfent, but it was left to y^e townesmen.

AT A GEN^{ll} COURT HELD AT NEWHAUEN Y^e 18th OF MAY. 1663:

The Deputy Gouvern^r informed y^e towne that there was a great breach made in y^e Mill damm, & therefore there would be need of fome helpe to ftop it: But W^m Bradly fd that he had been at Mill with fome hands this forenoone, but the water being high they could doe nothing at it at p^rfent, but he thought if there came noe more rayne, they might goe about it this weeke. W^m Bradley was defired to haften y^e worke, Confidering what a great lofe & dammage it was to the towne in going to Milford.

[20] The Deputy Gouvern^r further propounded to y^e towne that feeing god hath leffned our number in y^e Magistracy,† he therefore defired they would Confider of fome that might be fit for y^t

* See note above on p. 19.

† For lack of magistrates, see also N. H. Records, iii, 206.

worke, & told y^m that y^e Gene^l Court laft had made an order for this end y^t if there was not a nomination of perfons for y^t worke feafonably before y^e Election, that it fhould be in y^e power of y^e ffreemen then p^rfent to nominate & choofe fuch as might be fitt & neceffary. And for himfelfe he f^d that it was a great difcouragem^t to him to be in a place aboue his ability & therefore he defired y^m that they would not thinke of him at leaft for y^e place he is now in, & being there is one amongft us that is better qualified for y^e worke. But M^r jones wifhed them not to haue any fuch thoughts leaft they meete with a difapointm^t & words to y^t purpofe. It was f^d that the towne was thankefull to y^e Deputy Gouvern^r for his willingnes hitherto, & defired him that he would not be difcouraged.

The Deputy Gouvern^r further informed the Towne that there was Deputies to be Chofen both for y^e jurifdictions & for y^e Towne Court, & other officers for y^e towne; & firft Deputies for y^e Gene^l Court for y^e jurifdiction: & it was agreed to Choofe y^m for y^e whole yeare.

Leiftenn^t John Nafh & James Bifhop was Chofen Deputies for y^e jurifdiction, & Thomas Munfon the third man if need require. Then they proceeded to y^e Choyfe of Deputies for y^e towne Court. Leiftenn^t John Nafh defired y^e towne that they would not haue thoughts of him for he could not attend it; he had ferued in y^e place for fundrie yeares & was free but one yeare. The vote paffed and M^r John Davenport junio^r, Leiftenn^t John Nafh, Enfigne Thomas Munfon, & James Bifhop was Chofen Deputies for y^e towne Court for y^e yeare enfueinge.

Then Leiftenn^t Nafh exprefsed himfelfe troubled & f^d that though he would not fay that he would not ftand to y^e Election, yet he fhould declare himfelfe, that he would take what liberty the law did giue him in not attending the military affayres.

Then M^r John Dauenport exprefsed himfelfe to this purpofe, That he fhould not fay anything by way of perumpatory deniall, but he had fome reafons againft it (as he had f^d former[ly])^{*} & therefore he knew not that he fhould fitt in y^e place of a Deputy any more: He was told y^t he fhould haue exprefsed himfelfe foe before y^e vote.

^{*} See N. H. Records, iii, 484, 522.

James Bishop was Chosen <i>Secretary</i>	} all for y ^e
John Herriman was Chosen <i>Treasurer</i>	
Abraham Dowlittle was Chosen <i>Marshall</i>	
	} yeare
	} enfeeinge.

The Deputy Gouern^r informed y^e Towne that M^r Osborne (whoe was then p^rsent) desired to know y^e mind of y^e towne whether they would now free him wholly from y^e schoole, hee being to goe ouer to y^e Island with his mother, or whether they will haue him make up his time when he comes againe. The towne Considering of y^e motion how y^e schoole would be broken & y^t y^e time would be but litle after his returne they did by vote free him now.

Ensigne Thomas Munfon declared unto y^e towne that when he was Chosen Ensigne* he objected against it as not being able to doe y^e worke, but did take it upon triall & haueing tried he finds himselfe not able to doe it (especially in windy weather), neither to the hono^r of y^e Company nor for his owne Credit, therefore desired they would thinke of some other.

Corporall John Alling desired that they would Choofe another Corporall in his roome, for he was under discouragem^t in y^e worke. But nothing was done in these motions at this time, but left to further Consideration.—

AT A COURT HELD AT NEWHAUEN THE 2^d OF JUNE: 1663.

An inuentory of y^e Estate of Henry Line† lately deceased taken the 30th of May (63) (ammounting to y^e summe of besides a debt of two thousand pound weight of fugar at Barbadoes), p^rsented and prooued upon oath by y^e widdow of y^e deceased for the quantity to y^e best of her knowledge, & by Roger Alling & W^m Tompson that the apprizem^t was iust to y^e best of their light.

* See N. H. Records, iii, 480.

† Henry Lines died in January, 1663. His widow, Elizabeth, married in November, 1663, Thomas Lamson, who died the following month. She married, thirdly, John Morris, in March, 1666.

The only surviving child of Henry Lines was a daughter, Hopestill.

Mrs. Lines was perhaps a daughter of Richard Harrison, of Branford, who died in 1653.

The Court understanding that there was but one Child did Confider w^t part of the Eftate to allow it, & Confidering of the law in y^t cafe did (with y^e confent of y^e widdow) order that it fhould haue halfe the Eftate as inuentorized (erro^{rs} excepted) & y^e other halfe to remaine the widdowes: And to the widdow was granted power of adminiftration upon the whole Eftate, the entring into bond of y^e fumme of y^e whole eftate inuentorized for y^e fecurity of her childs portion untill it come to age to receiue it according to Law: & this the widdow engaged before y^e Court.

Widdow Parker* doth alienate for euer to Will^m Wilmot five acres of land which was alienated to her hufband (January 7th 1661) from Edmund Dorman, lieing towards the further end of y^e yorkefhire quarter, bounded with y^e fence on y^e North, the reare fence on y^e fouth, Sam^{ll} Hodgkins on y^e east, & James Heaton on y^e weft. Will^m to pay y^e alienation.

Stephen Bradly was called to anfwer for a mifcarriage in y^e body† the laft training day, Cafting his Pike out of his hand which might haue done much hurt, He being asked the reafon of his foe doing, defired to know whoe Charged him with it: [21] Then Lieftenn^t John Nafh informed y^e Court, That y^e Company being divided & in ffirmifh, being at pushing of Pike, Stephen Bradly caft his Pike out of his hand into the other part of y^e body a pretty diftance from him & ftrooke one on y^e face that had it been an armed Pike it might haue been hazardous to y^e mans Life, y^t Confidering how far the Pike did fly, & wth what force, & he neuer endeauoring to take it up, he Conceiued that he caft it purpofely: But he denied it very perumptoriely & profefsed himfelfe ready to take oath that he had noe fuch intention but it was againft his will & y^t goodm Osborne being right againft him (as he was pushing his pike forward) hit his fhoulder & foe caufed his hand to let goe his Pike. But he wasorry that he fhould be noe more Carefull to hold his Pike & he hoped it fhould be a warning to him for y^e future, for it was a mifchance & there was fome that would fay that y^e Pike went not aboue three foote from him; being asked whoe they were, he fd Jonathan Lampfon, John Jagger & one of Connecticott that was lookeing on:

* Elizabeth, widow of Edward Parker, who died in 1662.

† i. e., the body of troops.

But he was told y^t it was not likely y^t any ſpectato^r could ſee it ſoe well, the companies being ſoe neare together, & they ſhould beleuee y^e Cheife Military officer rather whoe was cloſs by it when it was done & tooke up the Pike: Stephen pleaded that he had ſuch a blow giuen him with y^e Pike as he would not haue ſuch another for five ſhillings; he was told he well deſerued to be beate with his owne weapon, if he could not keepe it in his hand.

Leiftenn^t Naſh ſd that he deſired moderation in anything done amiſſe by Stephen in reference to himſelfe, & if the Court ſee cauſe to accept his acknowledgem^t he ſhould be ſatiſfied. Stephen was told that there was reports of ſome threatening ſpeeches giuen out by him as if he would come noe more into the body to traine if he was brought to Court &c, But he denied them. The Court Conſidering y^e Caſe proceeded to ſentence & told him. That his diſorder in this matter might haue done much hurt & for his ſpeeches if prooued are very offensive & ſhewes a ſpirit not ſubject in y^e place he liues, yet the Court onely orders at p^rſent that as hee hath acknowledged his euill before y^e Court, ſoe he doe it before y^e military Company & officers, & if it be to their ſatiſfaction & y^e Court hear noe further of it nor of his ſinfull ſpeeches they ſhall paſſ it by hoping it wilbe a warning to him for y^e future.

Mr Ruſſell propounded to y^e Court, y^t due care might be taken that y^e meeting houſe doores might be kept ſhut; for one euening as he was paſſing by he ſaw two perſons come out of y^e meeting houſe, & he knew not what ſin might be Committed by ſuch meanes.

AT A GEN^{ll} COURT AT NEWHAUEN THE 15th OF JUNE. 1663.

The Deputy Gouern^r informed the towne Concerning y^e neceſſity of hauing a ſchoole-master for the teaching of Children, & ſ^d he had ſpoken with M^r Davenport about it, & they knew none ſoe fit at p^rſent as George Pardee,* & therefore he had ſpoken

* George Pardee appears firſt in New Haven in June, 1644, when he was apprenticed to Francis Browne for five years (being then about 15 years old), to learn the tailoring trade. He ſucceeded his maſter alſo as ferryman over the Quinnipiac River in October, 1650; and married in the

with him about it & found him willing to doe what he is able: therefore he desired to know y^e townes mind, both Concerning the person & alsoe what they would allow him for his encouragem^t. The matter being largely debated it was generally exprest that they was wellatiffied in y^e person & desired he might be encouraged; but for his allowance, George Pardee was desired to propound to the towne. But he shewed himselfe not very free to propound any summe But declared That it would take up his whole time, & he had a family to provide for, & therefore desired a competent maintenance for y^t. He was yet desired to propound w^t that was: But he then desired to know his worke? It was answered, to teach english, & to carry them on in lattine soe far as he could, alsoe to learne them to write; something was spoken about teaching arethmaticke as very necessary in these parts: George Pardee further f^d that he had lost much of what learning he formerly had attained, but if he had a competent maintenance allowed him for his family he should giue up himselfe & time wholly to y^e worke for y^e regaineing of w^t he had lost, but if y^t could not bee, he must take all opportunities euenings & mornings in other wayes for the supply of his family: The busines was debated, & some exprest themselues to this purpose, That it is scarce known in any place to haue a free schoole for teaching of English & writing, but yet shewed themselues willing to haue something allowed by y^e publicke & y^e rest by the parents & masters of such that went to schoole & in y^e issue twenty pound was propounded & put to vote & by vote concluded to be allowed to George Pardee for this yeare out of y^e towne treasury & the rest to be pay^d by those y^t sent schollars to y^e schoole as he & they could agree: And this Georg Pardee agreed too to make triall for one yeare: He was alsoe advised to be Carefull to instr[uct] the youth in point of manners, there being a great fault in y^t respect as some exprest.

same month. He gave up the ferry on account of some bodily weakness in October, 1661.

From 1653 he lived for many years on East Water street.

His English origin is unknown, though the name appears to have been common in Lincolnshire and Worcestershire, and more especially in Shropshire and Middlesex.

The name is probably French (Pardieu), though also written Pardo[e] and Pardy.

The Orders of y^e Gen^l Courts for y^e jurifdiccion in May laſt was now read to y^e towne, one of which was concerning ſtopping of Leather & hides from goeing out of y^e jurifdiction, except in pay for y^e like valew in Raw hides to be imported, & this to be entred with ſome perſon apointed thereunto: ffor which purpoſe John Chidſey & Abraham Dowlittle were appointed to take y^e Care of this buſines.

[22] The Deputy Gouvern^r informed y^e towne that Abraham Dowlittle the Marſhall deſired that they would giue him their part of y^e priſon lott fence, for he had beſtowed ſome charge y^e laſt yeare in repaying, but loſt all his labour & charge, & he pleaded as haueing ſome right to it as he ap^rhended, being a priuiledge belonging to y^e former Marſhall, all which he ſ^d he expected & ap^rhended that it was granted him when he tooke on him the office: The matter was debated & there apeare not ſuch a freenes in perſons to grant the motion at firſt, but was left; but it being further urged in y^e Cloſe of y^e meeting it came to this iſſue by thoſe y^t was then p^rſent, they ſhewed themſelues generally free y^t he ſhould haue it, onely it was thought neceſſary that ſome of it ſhould be ſett up about y^e priſon houſe.*—

Leiftenn^t John Naſh declared that when he was Chofen Deputy for y^e Court the laſt towne-meeting he expreſſed himſelfe that he ſhould take the liberty of y^e law in being free from y^e military affayres as he ap^rhended alſoe others had done, & he had thought not to haue come this day to exerciſe the company but not knowing how the matter was underſtood he had done it to day, But he deſired that they would prouide for themſelues againſt another time.

The towne ſeemed to be much troubled at his motion, & ſd that they thought the worke would not be done if he did not doe it, & ſhewed themſelues willing to recompenſe him ſome other way; But Leiftenn^t ſhewed himſelfe very unwilling to accept of anything of y^t kind, & did earneſtly deſire that they would not doe any ſuch thing. He was told that the law they thought would not free him from his place, & therefore deſired him to goe on, & ſoe the matter was left.

* The "prison-house" was on the College ſtreet ſide of the Public Green.

AT A COURT HELD AT NEWHAUEN JULY. 7th 1663:

Ifaack Beecher Plaint	} Defendants	} The Plaint declared againſt y ^m in an action of the Cafe & pleaded dammage for Daniell Thomas formerly taking his
John Thomas junio ^r		
& Daniell Thomas		

horſe without his Conſent & riding him in y^e quarter to fetch up the herd, & now lately he apprehends they tooke his horſe out of y^e lott on the other ſide the Weſt Riuer at y^e weſt hill & rode into y^e woods; & for euidence of this latter he related as followeth, viz^t That Peter Mallery & his ſonne going to y^t Lott to worke tooke goodman Mallery his horſe & his with them & left y^m a a litle way off from y^m, & his horſe was ffettered, & within halfe an houre after y^e horſes being gone out of fight they went to looke y^m but found onely Peter Mallery his horſe, & could not find his though they tooke the other horſe & rode about the field but found him not, & in this interim of time the two ſons of John Thomas before mentioned paſſed by through the field into y^e woods & in y^e afternoone towards night Peter Mallery ſaw (lookeing towards Roger Alling his meadow) one upon a gray horſe & another afoote by him putting horſes into Mrs Grigſon her meadow which Iſaack Beecher had hired, & he called to y^m but they answered not, but quickly after John Thomas jun^r & Daniell Thomas came ouer to y^m & being aſked about Iſaack Beechers horſe they denied y^t euer they tooke him or that they ſaw any one on horſeback y^t day, but granted that they put the horſes into y^e meadow, & to this relation Peter Mallery & John Beecher teſtified: Sam^l Whitehead alſoe teſtified to y^e former part about the Leaueing the horſes, & the two before mentioned going by, & y^t within a litle ſpace after they went to Looke y^e horſes but could not find Iſaack Beechers. John & Iſaack Beecher junior going to put the horſes out of their fathers meadow y^t he hired, John Thomas junio^r ſtrooke John Beecher ſoe y^t he complained to Peter Mallery y^t he made his head ake (as Peter Mallery affirmed). The Plaint: further pleaded y^t finding not his horſe y^t night, John & Iſaack Beach^r going y^e next morning to ſeeke y^e horſe they found him in the Riuer below the Pine trees & aboue y^e fence, & he had noe ffetters on.

John Thomas ſenio^r theire father being aſked w^t he thought of

the Cafe, answered that he thought he should have suspected such a thing in the like Cafe but his sons had alwayes denied it, but they was told how irrationall a thing it was y^t a gelding foe fettered should foe foone straggle away from company in foe fhort a time as not to be found y^t night if he had not beene taken away: but they still persisted in their deniall & fd y^t Edward Campe, goodm Gibbs his boy, saw y^e horfe after they was gone by, whoe being called to speake, said That he came a litle after John & Daniell Thomas & he thought he saw a glimpse of a gray horfe in the bushes & foe went to worke with goodm Mallery. Ifaack Beacher was called upon to produce w^t further prooffe he had in y^e Cafe, upon which he desired goodm Hodgfkis might speake, whoe testified y^t on this day was feuennight (which was y^e day goodm Beachers horfe was gone) he being keeping Cowes on y^e west side & seeing horfes on y^e hill went up to looke on y^m & heareing two talke he looked & saw one on horfe backe upon a gray horfe without his jacket & something under his arme & the other afoote by him; they was commeing up by toward Sejects Brooke; being asked whoe he thought they was, answered, y^t [23] at first he thought they was Ifaack Beacher his sons, but after lookinge more he thought they were John Thomas his sons.

Then Daniell Thomas was asked concerneing y^e other Charge of Rideing his horfe formerly in the quarter wth out his Consent. He answered, that he did not know that euer he tooke him; he might driue him up wth the Cowes, but he did not know y^t he rode him. Upon which Ifaack Beacher was Called upon for prooffe: He answered that matthi: fford was served with a warrant to appeare, but was not here, therefore desired to haue it respited untill y^e next Court.

Sam ^{ll} Whithead Plaint)	The Plaint Entred an action of
John Thomas junio ^r Defend ^t	{	Battery against y ^e Defend ^t for beating of his seruant John Beecher. The Plaint informed that his seruant being with his bro[ther] lookeing of their fathers horfe (before mentioned) & goeing to turne the horfes out of their fathers meadow (which John Thomas junio ^r & his brother had put in) John Thomas junio ^r flung his servant downe & strooke him severall blowes on y ^e head: The Defend ^t being asked what he had to say against y ^e Charge, he answered variously, sometime denied y ^t euer he strooke him onely threw him downe, another

time y^t he did not beate him to hurt him, &c. Edward Camp testified That when John Beecher would haue put the horfes out of the meadow, y^t John Thomas junio^r threw him downe & Cuffed him on the eare & afterward againe threw him downe in y^e path but not beate him: Peter Mallery f^d y^t wⁿ John Beecher came to him from John Thomas junio^r he told him he had beaten him & made his head ake: Peter Mallery further f^d that he told John Thomas junio^r he should not haue beate him for turning the horfes out of his fathers meadow, & he answered him y^t he did not beate him for turning the horfes out of the meadow, but for lieing & alsoe f^d y^t he called him loggerhead & f^d he had tooke his fathers horfe, &c. Then John Thomas owned y^e Charge but after would haue put it off, & f^d it may be he might give him one knocke & push him backwards. The Co^{rt} told him y^t he hath been one y^t hath gone on in an ill way, & there being some persons wanting y^t should speake something in both y^e cafes for the further cleareing, Therefore did order y^t they all appeare the next Co^{rt}. Then Daniell Thomas confessed that he had tooke Ifaack Beecher his horfe in y^e quarter which before he had denied.

M^r Gilbert propounded about Goodwife ffines debt from Westerhoufes Estate, which the Co^{rt} of Magistrates had allowed to be pay^d, soe much as was allowed, in the Inuentory by this Co^{rt}; which debt he f^d thee desired him to receiue. The inventory not being there it was left to further Consideracon.

AT A COURT HELD AT NEW HAVEN AUGUST. 4th 1663:

The busines Left the Last Co^{rt} betwixt Ifaack Beecher Plaint & John Thomas junio^r Defend^t came againe to be Considered & the Plaint was called upon to produce w^t further testimony he had in y^e case, he p^rsented Matthias fford; The Court asked him why he did not attend the Last Co^{rt} as he was warned? He answered, That hee seeing his father and goodm dowlittle discourging together, he thought he had satisfied him, & soe went away to worke before his father came home. Timothy fford was asked about the buisines; he answered that he intended both himselfe & his sonne to haue come to the Court, but his sonn was gone out of

hearing when he came home, but he thought his sonn would haue come to y^e Co^t haueing to stop him & himfelfe was goeing out of y^e towne y^t morneing, he was forry that his fon should foe mistake: He was told y^t there was too much flightnes in the buifines & it was inexcuseable: He answered that he now sees that both hee & his fon was too flight in it & y^t it was a great neglect in them that they thereby should cause the buifines to be suspended; he hoped they should be more Carefull for the time to come.

John Thomas senio^r objected against w^t Peter Mallery had before testified, viz. (That he saw two bring horses into the meadow the one on horse backe the other on foote.) the place being three quarters of a mile distant from him, how he coul[d] discern it? Peter Mallery answered, That, he was cleare in it & it was easie to be done: Then John Thomas his two sons before mentioned was asked w^t they say still in the Cafe? They answered, that they did bring the horses into the meadow, But denied y^t any of them on horse back or y^t they saw any on horse backe.

Peter Mallery being asked if he could take his oath to that which he had testified? answered, that he did not question the thing, but desired the Court would not put him upon his oath. Isaack Beecher being asked w^t he had to say further in y^e cafe? answered y^t Danie[ll] Thomas had ridd his horse in y^e quarter severall times, & for prooffe hereof he p^resented first Sam^l fford who testified that one time he saw him riding (at y^e quarter gate) on Isaack Beechers horse & y^t Isaack Beechers son gave him Leave; & another he saw Danie[ll] Thomas riding y^e same horse againe, & he asked him why he did foe? & he answered him that John Beecher gave him Leave.

Matthi: fford alsoe testified that one time he saw Daniell Thomas rideing the horse of Isaack Beecher at y^e oyfter point & John Beacher running after him, & the horse threw him downe; John Beacher faith he ran after him to get the horse from him.

Daniell Thomas being asked if this was true which they testified? answered, yes & being asked further, which of Isaack Beechers sons lent him y^e horse the [24] second time, Answered, none of y^m, But he tooke him of his owne accord & it was to looke after Isaack Beechers owne Cowes, because he was angry y^t they was not brought home: The testimony given in y^e last

Court by Sam^{ll} Hodgfkis was questioned by John Thomas fenio^r & desired y^t Sam^{ll} Hodgfkis might prove y^t it was y^t day; as he testifies y^t he saw two persons one on horseback on a gray horse the other on foote: for he apprehended y^t he could prove y^t he went for Clapboards y^t day wth M^r Tuttle: But Sam: Hodgfkis still persisted in it; M^r Tuttle was asked if he could cleare the busines; he answered, that he carried Clapboards for Sam^{ll} Hodgfkis but what day of the weeke he knowes not. young goodwife Wilmot, said, y^t she was cleare y^t was the 3^d day of the weeke, y^t is this day was five weekes y^t he fetched the Clapboards; old goodman Wilmot apprehended the same.

Sam^{ll} Whitehead was called to know w^t he had further to say in y^e Cafe depending against John Thomas jun^r. since y^e last Co^{rt}: he desired Timothy fford might speake who declared as followeth: That as he and Peter Mallery & those youths before mentioned came in y^e West Lane together, he asked John Thomas junio^r why he beate John Beacher, but at first he gave him noe answer, then he asked John Beacher if he did not beate him, whoe answered, y^t he did; then he asked John Thomas againe, why he would, then he answered him, I, and he would knock him againe. John Thomas being asked w^t he f^d to this, hee denied in those words testified, but said y^t he fd, That he did, he would doe againe, if he lied on him.

John Thomas fenio^r desired y^t Stephen Bradly & John Cleark might speake w^t they heard John Beacher say about this busines: who testified, y^t meeting John Beacher they asked him if John Thomas strooke him & made his head ake, & he answered them, noe. John Beacher being asked if this was foe? confesed he f^d foe, but it was otherwise for he did beate him: he was sharply reproved that he would speake foe falsely.

The Court, haueing heard what Could be f^d on both sides, proceeded to sentence; & first for y^e Cafe between Isaack Beacher & John & Daniell Thomas, they see cause to find for y^e Plaintiffe ten shillings dammage & the Charges of the Action. And 2^{ly} for the cafe between Sam^{ll} Whitehead Plaint: & John Thomas junio^r Defend^t they see cause to find for the Plaint: five shillings & the Charges of the Action; & John Thomas junio^r was warned that he be not found in any such wayes of abuseing mens servants & children againe & foe disturbing of the peace, & Daniell Thomas

was warned that he look better to his words for the time to come y^t he speake the truth.

John Thomas senio^r their father ingaged before the Court to see the sentence of the Court performed in y^e behalfe of his sons.

John Thomas senio^r desired to Enter an Action against Ifaack Beacher about some ffence, but upon Ifaack Beachers promise before y^e Court y^t it should be done by the next spring, he forebore. Then John Thomas senio^r would enter an Action of flaunder & defamation against Sam^l Hodgfkis unto the value of forty shillings, But he was advised to Confider further of it, & soe it rested.

AT A GENERALL COURT HELD AT NEWHAVEN AUGUST. 31th 1663.

The Deputy Gouverno^r acquainted the towne y^t when the former schoolemafter left the schoole there was some vacancie & some of the towne spake to him that some way might be thought of y^t the Children in y^e towne might bee taught, & George Pardee being spoken off he spake with M^r Davenport about him, who inclined to it & f^d wee might make use of him for a time, & he told George Pardee y^e same, but there being a Townemeeting the Towne agreed wth him for a yeare: But now it seemes M^r Davenport hath a letter from the Bay y^t there is a desiriable man to be obtained for a grammer schoole & if we refuse him he may have a place to provide for himselfe otherwise: There was much debate of y^e matter & George Pardee was sent for, & acquainted with y^e buifines, & he was asked if he was free to Leave the schoole at his halfe yeares end? He answered y^t he looked upon himselfe ingaged for a yeare & thought to proceed in it except the towne saw cause to put him off: much was sd in y^e Case as y^t there was not matter here, for a Grammar schoole, & that y^t thing was a great discouragem^t formerly, therefore they thought this might be a way to fit some for such a schoole &c. that y^e issue of the debate was that y^e towne was most free that George Pardee should continue his yeare.

The Deputy Gouverno^r further acquainted y^e towne y^t he understands there is much dammage done in indian corne by swine & other cattle & some ffence y^t is not knowne to whom it belongs,

as is part of y^e oyfter shell field; after much debate it came to this conclusion & was ordered, That where the fence is found defective y^t it beare halfe y^e dammage, & the other halfe & all the poundage to be upon the fwine & other Cattle; but if the fence be not defective, then fwine & other Cattle to beare all dammage & poundage.

It was alsoe desired y^t persons y^t had Land in the oyfter shell field would be Carefull to marke theire fence that the viewers might know it.

Mr jones acquainted y^e towne that he had fence done by the towne which would not keepe out fwine; he desired that y^e towne would apoint two men to view it & see if it be sufficient.

[25] Mr John Davenport junio^r desired to acquaint y^e towne y^t Mr Bache* had a desire to buy the house & accommodations y^t was Mr Malbons† & had desired him to treat with the towne about it, & he had some debate wth y^e townesmen about it & y^e summe of their Conclusion (he ap^rhended) about it was of two parts, first y^t if he would pay Commodities at y^e price as he sold y^m to y^e traders, then he should haue it for one hundred pound: But if in other pay at Country price, then to pay one hundred & ten pounds, halfe in october next, & y^e other halfe in the spring next, & withall he desired y^t it might stay while Mr Bache came home for his approbation, & then y^e townesmen alsoe desired to be at y^e same Liberty for y^e approbation of the towne; therefore he now desired to know the townes mind, whether they would Confirm w^t the townesmen had done in y^e Case: The Towne declared themselves that they well approve of what the townesmen have done about it, & therefore now desire to Leave it to a Committee to issue with Mr Bache to come to a certainty of which pay it should be, & it was exprest by some y^t halfe of y^e one, & halfe of the other, would be best; & for this end, Mr jones, Mr John Davenport junio^r, Roger Alling & John Herriman was desired & appointed for this end.

Leifetenn^t John Nash desired to be freed from anything y^t was expected from him in being one of y^e Committee about y^e mill, for he would not meddle any more with it:

* Samuel Bache and his sister Mary lived in New Haven, at least from 1663 to 1671.

† On the west side of State street, at Court.

Goodman Tod being p^rsent, & the towne understanding y^t he had a share in y^e mill, was told y^t they thought it was necessary y^t there be another Mill, & y^t they come to termes of agreem^t wth y^e towne before anything else be done in it, & the towne by vote concluded y^t Will^m Bradly should attend y^e Committee the next 2^d day at five of y^e Clocke for y^t end.

Deacon Miles propounded y^t y^e towne would afford some helpe for the getting of M^r Davenports hay, for if persons did not come in speedily he knew not what they would doe, the yeare being soe farre gone & the weather soe uncertaine.

AT A COURT HELD ATT NEW HAVEN SEPTEMBER 1st 1663.

M^r Augur propounded about a debt due by Bill from Serj^t Jeffrie to one M^r Thomas Bridges march^t made ouer to M^r Thomas Pell in the yeare 1648 but due in May 1647, part of which was payd as upon Bill appeares with somme dammage for none paym^t: He desired interest, eight in the hundred; It was told him y^t by law he Could not demand interest onely dammage for none paym^t: M^r Augur f^d he would Leave it to the Court. The Court Considering of y^e Cafe, did allow y^e debt soe farre as yet appeares, & Left the buifenes wth Leifetenn^t John Nash to compound with M^r Pell about it, & if he Could not issue it, the Court would Consider further w^t to doe in it.

Widdow Hill* p^rsented an inventory of the Estate of her Late husband deceased, & upon oath attested y^t it was full to the best of her knowledge, & Ensigne Thomas Munson & Christopher Tod upon oath attested y^t the Valuation was just to the best of theyre knowledge ammounting to y^e summe of . The Widdow declared y^t shee found her selfe very unfit to mannage the Children & theyr Estate, therefore desired the Court would take y^e Care of them & it & dispose of it as they judge best: Shee being asked about a Will declared there was none to her knowl-

* Adeline, widow of Robert Johnson, had married in January, 1663, Robert Hill, who died in the following August; of his children by a former wife, John was born in January, 1651, Hannah in January, 1653, Ebenezer in August, 1655, and Nathaniel in May, 1659.

The amount of his inventory in the Probate Records is £107-6-6.

edge, & being asked if shee would accept of the Administration, shee answered yea, & soe the Court granted it to her & to have her part of y^t which was her owne before marriage.

In y^e afternoone the Court came to Consider further of the buifenes & what part of the Estate should be to the widdow & accordingly allowed her as much as the Law would beare, she being willing to take y^e youngest child (Nathaniell) as her owne & to ingage to give it a childs portion equall with her other husbands Children at her death, The Court did agree to make up her owne part of the Estate one hundred pound, which shee accepted.

Then the Court came to Consider how to dispose of Ebenezer Hill which was with Enfig[ne] Munfon, & having speech with Ensigne Munfon about him though he apprehended himselfe at liberty from any ingagem^t to Rob^t Hill his father about him, yet upon desire of the Court he did ingage to keepe him untill the first of May 1666 & provide for him meate drinke & apparell, the Court alloweing him, (to y^t which he had already received of Rob^t Hill) out of y^e estate as much white Cotton to make him a sute, alsoe a payre of shoes & two pound ten shillings: wth the use of his portion untill the michaelmas next after the time before mentioned is expired.

AT A MEETING OF THE COURT PRIVATELY SEPTEMB: 16th 1663:

The Court came againe to Consider of widdow Hills estate & John Hill (one of the Children), how he & the other parts of the Estate should be disposed of, & whereas the Widdow stood in present need of some part of y^t Estate as belonged to the Children as Corne & hay &c, the Court desired Roger Alling & Christopher Tod to helpe in it that soe it may be equally carried & the Widdow allow out of her part futably or else [26] to the satisfaction of the overseers of the Childrens parts.

And Concerneing John Hill, Nicholas Elfey having been spoken with about him, but not inclining to take him, the Widdow being desirous to have him disposed of & the Court understanding that there was some inclination in James Bishop to take him for the p^{re}sent, did Committ him to him as his Guardian,

whoe accepted of the truſt & declared that he ſhould keepe him himſelfe or diſpoſe of him with the advice of the Court & others concerned.

The Court alſoe did Committ y^t part of the Eſtate as belonged to John Hill & Nathaniell Hill to James Biſhop (the widdow not being willing to keepe any in her hands) which he accepted, noe other apearig to take it: Alſoe that part belonging to Hannah Hill, to Samuells Whitehead with whom ſhee lived, but for the tearmes it was Left to further Conſideration till it was knowne what it would come too.

AT A MEETING OF THE COURT PRIVATELY: OCTOB: 12th. 1663.

Widdow Hill meeting with ſome diſcouragem^{ts} from ſome perſons about keeping the child of her Late huſband deceaſed, & heareing y^t one Tapping a hatter at Milford had a deſire to have it, ſhee deſired to know the mind of the Court about it.

The Court upon conſideration of what was ſaid ſaw noe cauſe to alter what was formerly done but left it ſtill with her, till further matter appeared to alter theyr minds in the Caſe.

It was alſoe propounded Concerning the houſe & land of Rob^t Hill, whether it ſhould goe to any one of the Children: the Court after ſome debate Concluded that the Eſtate ſhould be equally divided & the repayres of the houſe, barne & fences to be borne equally out of the Eſtate: the Court being willing that the houſe & Land ſhould be kept for the Children when they come to age & not ſold from them.

Willm Payne made ſome complaint of Late abuſes he mett with in ſome perſon or perſons throwing ſtones at his houſe & ſome perſons was named in company: It was Left with the Magiſtrates to enquire into the buifines.

AT A MEETING OF THE COURT PRIVATELY NOVEMB: 3^d: 1663.

The Court came together to Conſider of the Eſtate belonging to goodwife Low, ſometime Wife to Henry Pecke* deceaſed, &

* Henry Peck died in November, 1651, leaving widow Joan and four children under 4 years of age.

upon Confideration ordered that the Eftate fhould be apprized, as neare as it could be, when Andrew Low married her, & nominated Sam^{ll} Whitehead & Abraham dowlittle for that end.

Againe upon Novemb: 19th 1663: The Court mett againe to Confider of the Eftate aforefd: what part fhould belong to the Children & upon a ferious view of the Will of Henry Pecke (theyre father) deceafed & compareing both the jnventories together, did order, that, they fhould haue twenty eight pound in Cattle & other goods out of the Eftate now in the hand of Andrew Low to be equally devided betwixt y^m, viz^t Jofeph, Eliazar, Benjamin, & Elizabeth Pecke; alfoe theyr part of Land & meadow according to theyr fathers Will, (which though part of it apered to be fold yet the Court could not allow of y^e fale, it being contrary to theyre fathers Will formerly approved of in this Court): the Land being valued at five pound in y^e former jnventory, which being added to the 28^{lbs}, each part comes to eight pound five fhillings; they was alfoe ordered to appeare next Court & Choofe theyr Guardians y^t may take care of this Eftate.

AT A GEN^{ll} COURT HELD AT NEWHAVEN NOVEMB: 23th: 1663.

After the names was Called, The Deputy Governo^r acquainted y^e towne y^t M^r Sam^{ll} Bache by a writeing under his hand propounded y^t y^e towne would be pleafed to graunt him a piece of ground of about 50 or 60 foote wide for to build a warehoufe upon & as farre downe into y^e flatts as he fhould fee caufe to build a wharfe or dock; y^e place propounded for was at y^e water fide below M^r Hodgfhons.* After y^e propofition was confidered & debated The towne by vote granted his propofition. This to memory is y^e fubftance of y^e grant, but y^e act of y^e towne in y^e towne meeting mett wth a miscarriage & I wrott to M^r Bache for a Coppye whoe had one from mee, but have not yet attained it as Attefts James Bifhop Record^r.

[27] It was alfoe propounded about the necke, whether they would have it fenced, theire being great need of it for working

* John Hodshon lived on the northwest corner of Water and State streets.

Cattle: Mr Jones, L. Nafh, John Cooper, Sam^{ll} Whitehead and Chriftopher Tod was nominated as a Committee to order the matter.

It was alfoe propounded about the mill: much was fpoken by way of difsatisfaction & as if W^m Bradley had not attended his agreem^t in procureing a miller: in y^e iffue it was concluded that W^m Bradley be fpoke too, to come, & agree with the Townesmen, about the mill, & fubfcribe the Articles.

The Court Confidering the great danger of rideing horfes foe faft in y^e towne, & y^t notwithstanding all y^t had been fpoke againft it in Publike, perfons went on in fuch a way: they did now order, That if any perfon or perfons were found rideing foe faft within foure rod of the towne that they pay for the firft time tranfgreffing this order one fhilling, for the fecond two fhillings, & for the third time five fhillings: & it was thus explained, y^t if it was fafter then a handgallop, it was a tranfgrefion of this order.

It was propounded y^t thofe y^t was behind in Rates, & other debts, to y^e towne, that they would take fome speedy courfe to pay y^m, the towne wanting pay.

Deacon Miles propounded to y^e towne y^t they would fupply the elders with fome corne, for they was in want both for y^m felues & for y^r fwine; alfoe y^t they might be fupplied with wood; It was much defired by many y^t they might be encouraged, feeing god had been foe good to us in them above others.

The Deputy Governo^r alfoe acquainted y^e towne y^t there was fome complaints as if there was much diforder in fome perfons ftanding without the meeting houfe when they fhould be within attending upon y^e word preached, & fome rumo^r as if there was tobaccoe taken without the meeting yefterday; it was defired y^t if any knew it they would acquaint the Deputy Governo^r with it; much was f^d by way of complaint this way, & the Corporalls was defired that they would take fome paynes in reference to perfons ftanding without the meeting houfe.

W^m Payne upon this occafion defired liberty of towne & Court for his fonne* to fitt at his feate end, but noe anfwer was given about it.

* The only fon of William Payne was John Payne, who was now about 14 years old.

Roger Alling acquainted the towne, that there was some persons that had propounded to the townsmen, for a peice of Land to plant corne on, under the rockes on this side Chefnut Hill, of the quantity of about 16 acres; but the towne understanding that it Lay in the Herd walke did not grant it.

John Tuttle propounded that he might have Liberty to purchase some Land of the indians beyond Chefnut Hill, or that he may have some y^t is in the townes hand; it was Left to further Consideracion.

It was alsoe propounded that three or foure might have Liberty to cut 30 or 40 acres of y^e freshe meadow (as they goe to Milford) paying rates for it; It was answered they thought they might for the next yeare.

M^r Gilbert propounded on the behalfe of Richard Newman, that the Towne would grant him about three acres of Hassluckie meadow, lying above M^r Yales ffarme: it was granted him.

ffrancis Browne propounded to y^e towne about fettleing the fferry at the Red rocke & he should attend it there, being a more convenient place to goe over with hories: But nothing was done in it.

It was alsoe propounded about mending the Mill way; it was Left to the Townsmen to doe what is necessary in the Case.

ffra: Browne propounded about the way ouer the Creeke against M^{rs} Allertons house, that it might be mended at the towne charge, as other Common high wayes in the towne: It was Concluded.

M^r Jones propounded about the great Gunns, both at the Waterfide and at meeting house, but nothing was done about them.

[28] AT A COURT HELD AT NEWHAVEN THE FIRST OF
DECEMBER: 1663.

Jeremiah judson of Stratford having his servant, Sam^l Hitchcock, taken from him by John Tompson,* he desired the Court

* For the previous relations of Thompson and Hitchcock, see N. H. Records, iii, 437, 444, 504.

This was John Thompson, called Junior, also called "mariner." He was a son of Anthony Thompson.

would give it him under theyr hand that he received him Lawfully; his motion was accepted, & he told that they should leave it to the Magistrates & Secretary to give him a Coppie of the Record if he desire it.

Hen: Peckes } Goodwife Low appeared with her children
Children } about Guardians for theyr Estate. Joseph & Eliazar, Chose Ensigne Munson, & Benjamin & Elizabeth Chose Roger Alling, whoe accepted of it & was approved of by the Court, only they exprest themselues thus: first, Roger Alling That he would take the Cattle & put them out as his owne, but would run noe venture, but they should beare the Hazard & have the profit; Bro: Munson declared alsoe the same.

Andrew Low propounded y^t they would take the house for theyre part, but it would not be accepted, not standing with the Will of theyre father.

Willm Payne made complaint against Thomas Adams as receiuing abuses from him in throwing stones against his house, (& having received many abuses of y^t kind) That one night he coming from the watch after midnight, he hearing of some Company coming did not hasten to bed, & when they came against his house they threw a stone against the house (& his dog was within), which it seemed was this Thomas Adams; soe he went out to y^m & spoke with them but they derided at him, & he told them y^t now he saw that they did not doe it against his dog but against him, soe he went into his house againe & take his dog in with him, & he sat down to light a pipe of Tobacoe, & presently one came and threw a stone against the doore with great force y^t the marke of it was to be seene; soe he ran out & the dog ran after them up the Streete by M^r Jones his house* & he saw two men run to y^e company against goodm kemberlie, & when he came up to them they gave him noe good answer: there was severall of M^r Tuttle's house wth some others, he desired some redress in the Case for he mett with the like provokation the last night.

Thomas Adams was asked what he had to say for himselfe, He answered That he acknowledges that he did doe it; some of

* Mr. Payne lived on Elm street, at the northwest corner of State (cf. N. H. Records, ii, 371), and Mr. Jones next westwards on Elm street. Thomas Kimberly was the town marshal.

y^e company ſd if I made a noyſe the dog would come out, ſoe he threw a ſtone againſt the Pales & after goodman Payne came he thought he ſett his dog at him, which was the occaſion of his goeing backe; then he thought he ſaw the dog before the doore & ſoe threw at him & not at the doore intenſively: But he now ſees his euill & diſſorder in it & is aſhamed of it & did goe to goodm Payne to offer him ſatiſfaction for it, but he was told it was after he had been examined before the Magiſtrate. He was told of his euill & y^t the Court muſt not beare with ſuch diſorders. Therefore it being an ill example in him & a breach of the peace & not knowing w^t miſcheife might have followed, The Court ſentenced him to ſit in the ſtockes one houre tomorrow before Lecture.

Thomas Adams came after againe to the Court & deſired to acknowledge his euill which he did with ſome affection & judged himſelfe worthy of the ſentence which the Court had paſſed upon him, but he intreated the Court to paſſe it by & he hoped it ſhould be a warneing to him: W^m Paine deſired alſoe the ſame on his behalfe: upon which The Court declared that they ſhould ſuſpend the puniſhment at p^rſent.

Iſaack Melijen was Called, & told y^t he had beene notorious in acting in a finfull way of inveiglem^t of M^r Davenportes may^d fervant, &c. Nicholas Elfie was Called, & told y^t he had complayned of Iſaack Melijen to the Magiſtrates, & the Court was now ready to heare what he had to informe againſt him. Then Nicholas Elfie informed againſt him in fundry particulars as followeth, viz^t: firſt, That Iſaack Melijen had in an indirect way inveigled Heſter Clearks* affections (who was Comitted to him from her childhood for ſome time, & now was fervant to M^r Davenport,) & this without the knowledge of any of thoſe that had the Care of her, & of his owne parents, ſoe directly contrary to the law of god & man; [2] That he hath carried her forth on horſeback to a farme on y^e weſt ſide in the night after her maſters family was in bed, & a 2^d time downe the necke Lane; [3] that he came in to her maſters houſe after they was all in bed, & went into her bedchamber, beſides much falſhood, windeing &

* Heſter Clark, born 1644-45, was daughter of John Clark, who died in 1648, and had choſen Nicholas Elſey as guardian. Iſaac Melyen or Moline was ſon of Cornelis M.

turning both before M^r Davenport at his house, & before the Magistrates [29] in his examination, & carrying her sinfully in a disrespectful way to his mother before M^r Davenport; alsoe y^t he shewed peremptories, as if he would goe on though he pay^d his fine, as if he was a lord &c. alsoe the wrong y^t he hath done to the may^d; shee being in such a good family as might have been much for the good of her soule & body, which by this meanes she is now deprived of. The Deputy Governo^r then told Isaac Melijon y^t he had heard what was Lay^d against him; who answered, yea, I heare it: but he was told that it was with an ill frame of spirit, in a smiling manner: & was asked then what he had to say to these things? first for inveigling her; he was asked if he did doe it or noe & that without knowledge of parents on either side? He answered, yea, but he knew not the Law. Then he was asked about his carrying her to y^e farme as was Charged? To which he answered, y^t he coming into y^e house one night, Hester asked him if his horse was there, & he telling her y^t he was, shee spake to him to Carry her to her brothers farme, But this shee denied, & said y^t shee spake not to him to y^t end till they was on horsebacke. Then he was asked about his 2^d time carrying her forth, how farre he went? He s^d a litle beyond goodm. Dickermans: & being asked w^t they rode for? He answered y^t he knew not for w^t but for recreation: Then Hester was asked how far they rode, She answered, almost to y^e necke Bridge, & being asked why shee rode forth? answered, that she being in y^e yard he came by wth his horse & asked her to ride, & soe she did, but had no other end, but onely it was a fine moone shine night. Then he was asked what strong Liquors he had when he went to y^e farme? He ans^wrd, y^t he had none: Then he was asked if he had not told some that he had a bottle, & desired some to goe another time, & they should have theyre part of a bottle or two; But he denied the whole: Then he was told y^t he had s^d soe to John Gold, But he s^d John Gold flattered him: Then Stephen Bradly testified y^t he spake the same to him; Joseph Tuttle alsoe s^d y^t Isaac Melijon spake to him on the sabbath in the seate when people was going to y^e offering, to goe y^t night to John Clarks farme, & they would have a bottle or two; John Gold being asked the truth of this, alsoe s^d y^t Isaac Melijon on y^e sabbath as they was going out of the

meeting house doore spake to him to goe to the farme y^t night, & they would have a bottle or two, & further sd y^t he told him, that he had a bottle when he & Hefther went alone: Ifaack then was asked if he thus spake? He answered, y^t he might speake it to John Gold, but it was in a jesting way: He was then asked why he would say before y^t John Gold flaundred him, when now he Confessed it? Stephen Bradly further sd Ifaack Melijen mett him on the 2^d day morneing, after he spake thus to John Gold & Joseph Tuttle, & told him y^t he should have come that night to y^e farme but his company fayled him; But all this Ifaack denied: Soe that he appeared full of falsehood.

M^r Goodenhouse informed the Court to this purpose: That Hefther had hid Ifaack in her bed-chamber 3 houres together & had sent Sam: Hall to bid him come to her, & as he understood shee spake to him in dislike of haveing two Masters & two mistresses* & y^t they was difficult to please: Alsoe that they would goe over to long Island to fluslin, & there be married: alsoe, about some Estate she should have there, either of her fathers or of her unkle: Now Hefther being asked concerning this, answered, That it was true, Ifaack did come one night to their house, & Sam: Hall had him up into the chamber. Then she was asked if she did send Sam: Hall for him? She answrd, not as shee remembers; she alsoe denied y^t of goeing to Long Island to be married there & onely after granted that she had some speech wth Ifaack about her freinds there; And for y^e speech about her two masters & mistresses as difficult to please, she at first denied, but after granted, y^t one time in a melancholy fitt, Ifaack commeing in & asking her what ayled her or words to that purpose, then she answered him in words to y^t purpose, as if her mistresses was difficult to please, but she Confessed y^t she had noe cause to say soe.

Sam: Hall not being there, young M^r Davenport desired to goe home for him.

Then the Deputy Governo^r wished Ifaack to speake the truth concerneing his commeing into the house, whether he did not come in at the window? He answrd that he did not but came in

* The phrase "two masters and two mistresses" indicates that John Davenport, Junior, and his wife, were living with the Rev. John Davenport.

at the dore, & then related the manner of it, That, being come in at the doore, he called Hester & she answrd him that she was in bed; then he asked her if he should come up to her but she answrd him not, Then he went up to her over the furnace, she having told him the place, he thought he was best goe up there, & then laughed in the face of the Court, for which he was sharply reprov^d & told, that they had scarce seene any stand in such a hardened manner before the Court, & was told that in proverbs, 29: 1: He y^t being often reprov^d & hardeneth himselfe shall suddenly be destroyed &c. Hester being asked of this, f^d, she spake not to him, but was asleepe when he came up & in a dreame thinkeing she saw Sam: in the Chamber & called him then Isaack answered her, it is I: And he being asked how long he was there? he sd about an houre & halfe & he fate upon the bed & leaned on his hands & talked with her: But Hester replied, that then it was before she awaked, for he staid but a litle, after she wakened: Then Isaack was asked if this was not after goodm Elsey had shewed his dislike of it? He answered that it was the same night when the fire was at goodman Cooper his barne, & being commeing from the fire, Sam: Hall mett him on horsebacke full gallup, & told him that Hester would faine speake with him, & soe he went along with him almost to the gate, & Sam: bid him stay one houre & halfe & his master [30] would be in bed; & soe he f^d he did, & came againe sometime after, & they was all in bed & he came in as before: But Hester replied y^t if Sam: did it, it was without her knowledge, for her master having shewed his dislike of the busines, y^t night as she was warmeing his bed, & given her good Counsell, she resolved not to speake with him but hastened to bed, made fast the doore & fell asleepe: Then shee was asked when he gave her Liqou^{rs}? She answered, y^t one night he came there, & brought a litle in his pockett in a gla^ss bottle & gave her some: But he denied it first, & then after f^d he could not remember it: Then he was asked if he had noe diabolicall art to draw maydes affections, or if he had not sd soe to none? He answrd, that is a strange busines, as he never knew of, & that he never spake such a word. Then he was asked if he had not f^d y^t a Dutchman at Milford y^t ran away had used such a thing? But he denied it, & sd its like he might say there is such arts in y^e world. Then he was told y^t it was a

wonderful thing y^t he that was noe older, should be foe abominable as he had been; & y^t he had been a great offence to the towne euer since he came into it, & foe hard hearted a wretch as euer stood before the Court: Then he confesed, he was sorry for what he had done, & hoped the Court would consider it.

Then they was both told feriously of theyre euills, & the aggravations of hers in particular, Considering in w^t family she had been educated, & under what light & meanes, & now to doe it in this family where she had such instructions, &c. But Sam^l Hall not being come, The Court was adjourned for an houre & halfe, but coming together againe in the afternoone: Hester Clarke Confesed to the Court, that she having spoke with Sam: Hall, she now remembers that she did send him for Ifaack, he had brought it to her mind, but she was sorry that she had denied it, for her master having given her such Counsell as before, she purposed to take it, & not to speake with Ifaack any more, & foe made fast the dore & went to bed. Then Sam: Hall being come was told, y^t it seemes, y^t he hath had some knowledg of matters between Ifaack Melijen & Hester: therefore was asked how often he knew of theyr meetings? He answered not above 2 or 3 times at most; but he was bid to take heed w^t he sd. Then he was asked how long Ifaack was there when he had him up into the Chamber? He answerd not above an houre & halfe at most: Then he was asked if Hester sent him for Ifaack? He sd yes, & she would have had him gone before duties but he would not, but after went to M^r Melijens house & there was onely Susan up; & she told him her brother was at the fire, & foe he went & mett him & told him that Hester would speake with him. Then he was asked if he knew not of theyr going to the farme? He answerd that he did know it after. Then Sam: was much blamed for his unfaithfullnes in keepeing theyr Counsell & not discovering it: Then he was further questioned if he knew of any other time going? He answerd that there was a purpose of going againe when the moone shined, & he thought John Gold & Elizabeth How was to goe along with them.

Then Hester was questioned about some persons being at their house in y^e night after the last Thankesgiving? But she was slow of giving answer to this, & had many guilefull turneings of speech: as y^t there was some in y^e streete, & y^t John Gold

crossed from theyr Barne through the yard, they haveing been about Sidar &c. but at laft Confessed y^t they was in the house; & being asked who? She named Elizabeth and Bathshua How, Ifaack Melijen, Nath: Bunnill, John y^e Dutchman & John Gold:

Then Sam: Hall was asked if he knew not of this? He answered, that he came out of his Chamber & saw them there, And being asked, what they did there? He sd he saw nothing but smoake Tobacco.

Then M^r John Davenport junio^r informed the Court, that Hester had been examined of this at home, but she had perump- torily denied it more then once: Hester being asked of it, confessed it was soe, y^t she had denied it, but now shee owned it & sees her fin, & is sorry, & desired theyre prayers: She being asked what they came for? Answrd to see her she thinkes & nothing else.

Then the Deputy Governo^r againe pressed Ifaack Melijen to speake the truth, how he came into M^r Davenportes house, & told him y^t he heard y^t Sam: Hall & Hester Clark both testify to his face y^t he told them, y^t he came in at the window. He answrd that if he spake soe to them he spake falsely of himselfe; for he came in at the doore, it being onely latched: They was both asked if they had anything to say [31] to the Court? Ifaack answered That he was sorry for what he had done, & desired the Court to be as favourable to him as they could, & he hoped they should never heare any such things of him againe. Hester alsoe confessed that she had greatly finned, & was sorry, & desired their prayers for her.

Then the Court Considering the case in y^e particulars Charged & the lawes broken did proceed to sentence, & first to Ifaack Melijen did declare; that he for his inveiglement of the mayd in such a finfull way as hath been declared; & for his commeing into M^r Davenports house when they was all in bed; & goeing into the mayds bedchamber, & for his prophane spirit on the lords day, speaking to others to goe with him to a disorderly night meeting; and for his grofs lieing against his light & knowledge; & for his carrieing M^r Davenportes may^d servant on horse backe out of his family when they was all in bed, once & againe; & for his impudencie before the Court for which he deserved severe & sharpe punishm^t; he was alsoe reminded of his former finfull miscarriages when he was young y^t it was a greife

to y^m y^t there were fuch a one amongst us &c; for all which That he pay five pound as a fine to y^e plantation & that he ly in prifon till fecurity be given for his good behavio^r in a bond of twenty pound till y^e plantation be freed of him, & if he mifcarry againe in any way of the particulars the bond to be forfeit, & he lyable to anfw^r the matter at the Court of Magiftrates.

And for Hefter Clark the Court declared, that fhe for her feveral grofse mifcarriages & the aggravations of them in entertaining this fellow in all the particulars & others at unfeafonable times, in fuch a family, & that fhe hath been foe falfe in her fpeeches & finning againft fuch light, confidering how fhe hath been educated, alfoe y^t fhee hid this ffellow in her bed-chamber foe long as is acknowledged, & foe to the grieve of the family where fhee lived, & many others of her freinds, for all which fhe deferves fharpe punifhm^t, yet hoping favour may p^rvaile with her, They did fentence her to pay three pound as a fine to the plantation & was feriously warned to take heed fhe be not taken in any finfull wayes againe.

And for Both of them The Court declared, That if any further efect of their wickednes fhall appeare, they fhall take the matter into further Confideracion & deale with them accordingly.

Memorandum, That Jacob Melijen entered into a bond of twenty pound the fixe & twentieth day of December. 1663: on the behalfe of Ifaack Melijen his broth^r to fee this fentence of Court performed, & M^r Samuell Vangoodenhoufe engaged on the behalfe of Jacob Melijen y^t this bond fhallbe performed the day & yeare afore fd as in the bond in y^e hand of the Secretary may more Largely apeare.

AT A GEN^{ll} COURT HELD AT NEWHAVEN DECEMBER 31th 1663:

After the names was Called: & a narrative of our ftate in reference to Connecticut by M^r jones: There was a Letter Read to y^e towne from his Maje^{tie} dated June 21th (63) & directed to the Govern^{rs} & affittants of all the foure Colonies by name, whereby it appeared we was owned by his Maj^{tie} as a diftinct Colony: alfoe a tranfcript of a Letter of M^r Winthrops under his owne hand, the originall whereof was fent to the Court at

Hartford; alſoe, foe much of the Commiſſion^{rs} Concluſions the Laſt yeare, as Concerned our Colonie againſt Connecticutt, all which* being read it was tooke notice of & obſerved how god had appeared on our behalfe, to whom we had Committed our cauſe.

M^r jones alſoe acquainted the towne with the buſines of Guilford† the Laſt night, & how they had ſent away fix troopers to ſee w^t the matter is but ordered them not to provoake neither by word, nor action, but keepe the peace.

The Deputy Govern^r acquainted the towne, that there had been a view of ſome Land beyond Cheſnutt Hill by ſome here, & ſome of Milford & Paugauſett, & they judge y^e Land to be good, & ſufficient for a Village,‡ onely there is but one peice of meadow, & y^t is ſd to be Rich: Baldwins given him by an indian, & ſome Land with it: But moſt of this Land is ſd to be unpurchaſed: Therefore it was propounded whether they would joyne with Milford & Paugauſett for y^e purchaſe of it in reference to a Village: it was voted & concluded: And for that end M^r Gilbert, M^r jones, Deacon miles, M^r Tuttle & Roger Alling was appointed a Committee to ſpeake with Milford & paugauſet men about it.

It is agreed y^t the neck ſhould be fenced in for workeing Cattle, & to that end, that euery one that hath Land there, that they bring in their number of acres, to M^r jones by the 2^d day of the weeke next at two of y^e Clocke in the afternoone.

It was alſoe propounded about ſwine, lieing foe much about the towne, y^t it was thought that there was much dammage done in winter Corne, beſides much loſs that ſome ſuſteyned the Laſt ſummer by y^m: it was Left to the townesmen to p^rpare an order againſt another time.

[32] Deacon Peck propounded to y^e towne, that they would ſend in Corne for the ſuply of the Elders, & ſd he had gone up

* For The Letter of King Charles II, June 21, 1663, ſee N. H. Records, II, 499.

For the concluſions of the Commiſſioners of the United Colonies, ſee Plymouth Col. Records, X, 309.

† For the buſineſs of Guilford, etc., ſee Atwater's "History of the Colony of New Haven," 501, and "New Haven's Case Stated," in N. H. Records, ii, 517-30.

‡ The propoſed village, in the weſtern part of the preſent town of Woodbridge, at a neighborhood called Holmes's Race (ſee alſo N. H. Records, iii, 470), does not ſeem to have been eſtabliſhed.

& downe & got now & then a busheell but it was a great exercise to y^m: it was desired that the towne would not lay any discouragem^t before them but send in supplies.

It was alsoe propounded Concerning Henry Hummerston,* as haveing lay sick a great while in a strange way, y^t he was an object of pittie, it was feared he was in want, & had not some particular persons sent in supplies it would have been sad with his family. It was ordered y^t the townesmen take the Care of it that he may not suffer.

AT A COURT HELD AT NEW HAVEN JANUARY 5th. 1663.

Divers Persons was called, for not answering to their names when they was called the two Last townemeetings.

John Cooper & Andrew Low being called answered not.

John Herriman fined one shilling for Late comeing.

Willm Holt fined one shilling for Late comeing.

John Johnson, Thomas Trowbridge, Willm Trowbridge & John Sackett upon their answers, was Excused.

Willm Holt being at goodw: Jones her farme one time was Excused.

John Chidfey twice absent fined five shillings.

Edward Keilie twice absent fined five shillings.

Henry Gibbins for Late comeing fined one shilling.

Henry Bristow for Late comeing fined one shilling.

Will^m Wilmott absent once fined two shillings six pence.

Will^m Rufsell p^resented a Writing as the Last Will of Martha Davis, Widdow, But referred to further Consideration.

Thomas Wheeler senio^r, at the desire of Thomas Barnes, declared in Court, y^t he delivered up all his right in y^e land & meadow, on y^e east side, which he bought of M^r Augur formerly, unto Thomas Barnes afore^sd, he haveing bought it of Thomas Stanborough[†] sonne in Law to Thomas Wheeler afore^sd.

* Hummerston died sixteen days later, and his widow (Joan Walker) married Richard Little within a year.

† Josiah (not Thomas) Stanborough had married Alice, widow of Thomas Wheeler, Junior, in 1657.

M^r Benjamin Ling appeared as attornie in the behalfe of Jeremiah judfon againft John Tompfon junior in an Action of the cafe &c. John Tompfon pleaded that Jere: judfon had profecuted the fame cafe againft him at ffairefield: Jere: judfon being not p^rfent, they both agreed to referre the matter till y^e next Court.

Roger Alling with fome other of the townesmen, in y^e name of the towne of Newhaven doth pafse over unto M^r Samuell Bache, The houle & homelott formerly M^r Malbons with all y^e buildings and fences upon it (excepting about twelve foote in breadth through y^e fd homelott adjoineing to L^t Jn^o Nafhes lott & given to him by y^e towne while in their hands) with all y^e Accomodations y^t is belonging thereunto, viz: Thirty five ac^{rs} of y^e firft divifion within ye two mile & 26 rod, thirty four acres of meadow & a halfe, one hundred feventy eight acres of the fecond divifion, and twenty acres & a quarter & fixteen rod in the necke.

[33] AT A COURT HELD AT NEWHAVEN FFEbruary. 2^d 1663.

M^{rs} Allerton p^rfented a writeing, fubfcribed by her fonne Ifaacke Allerton with his feale annexed. it was read & fhee defired that it might be Recorded, which was granted, & is done.*

Widdow Hodfkis p^rfented an inventory of the Eftate of her Late hufband deceafed, & upon oath attefted y^t it contained y^e whole Eftate of her hufband to the beft of her knowledge. Enfigne Tho: Munfon & Thomas Kemberly fenio^r upon oath attefted that the apprizem^t was juft to the beft of theyr light: the fumme ammounting too .†

The Widdow was asked if there was noe Will? Shee answered: noe; neither in word or writing: The Court granted her power of adminiftration upon the Eftate, but withall told her that the third would be hers & the other two partes to be devided betweene her fix children.

Widdow Lampfon p^rfented a writeing as the Laft Will of her

* See at the end of this volume.

† Samuel Hotchkiss died on December 28, 1663, and his inventory (in Probate Records) amounts to £30. o. 8½.

Late husband Thomas Lamson* deceased, but being found defective, viz: being drawne up in his name but yet neither signed nor sealed by him, Deacon W^m Pecke & M^r Nicho: Augur being witnesses were desired to draw it up into such a forme against the next Court as they might safely attest upon oath to be his Last Will & Testam^t: Alfoe Widdow Lamson was ordered to take Care of the Estate untill the next Court & see how matters may be complied betwixt her & her sonne in law & also wth the Credito^{rs} & then at the next Court appeare wth the inventory of her former husbands Estate with this alfoe which she now presented: And then the Court should endeavor to settle the matter.

The Will & inventory of Martha Davis† (presented the Last Court by W^m Rufsell) came againe to be Considered, & the witnesses of the Will was called to take oath according to Law. But Ellen Glover being one of the witnesses f^d that she could not testify upon oath that that was the Last Will of the Deceased, except y^t Clause concerneing Sister Mitchell & her daughter be altered: she was called to testify as she could safely: And upon oath testified that the day & yeare in the Will mentioned, it was the Last Will & Testam^t of Martha Davis, but sometime after this shee f^d the Testator exprested her selfe to her that shee would have that Clause in the Will (concerneing five pound given to Sister Mitchell & her daughter) altered & now only Betty a bible: This witnes furth^r f^d That shee would have had that Clause blotted out or the Will writt over againe. But the Testator would not suffer neither.

Then Elizabeth Mitchell alias Whitnell the other witnes was called to give in her testimony upon oath, who f^d That to the best of her knowledge y^t that writing presented to which she had sett her hand was the Last Will & Testam^t of Martha Davis deceased wthout any alteration.

* Thomas Lamson died on December 28, 1663, leaving a widow (his third wife) Elizabeth (Harrison?). Jonathan Lamson, born 1645, was the son of his first wife. Widow Lamson married John Morris in March, 1666, and died soon.

† Martha, daughter of Francis Wakeman, of Bewdley, Worcestershire, England, and widow of William Davis, died in 1663, and her inventory (in the Probate Records) amounted to £134. 2. 9. Their daughter Sarah married William Russell. Elizabeth, widow of Thomas Mitchell, married secondly Jeremy Whitnell.

The Court haveing heard w^t the Witneses testify & finding that they did not agree Declared that the Will was not Legally proved.

Sarah Rufsell daughter of the Testato^r tendred testimony agreeing wth Ellen Glover afore^d, but she being a principall Legatee in the Will The Court could not allow of it.

The Court after takeing the matter into further Consideration as a Will not Legally proved & therefore according to the Law in that Case did declare: That they judge the mind & scope of the testato^r to be according to the writing p^resented, onely that one Clause, concerneing five pound given to Sister Mitchell & her daughter Elizabeth, it being not cleare, the Court Leaves it for the Legatees & executor or adminiftrato^r to compound the matter betweene themselves, or bring it to a further tryall if they see cause.

The inventory of the Estate of Martha Davis widdow (Deceased) amounting to y^e summe of was by W^m Rufsell the executo^r upon oath attested to be full to the best of his knowledge, & by Lieuten^t John Nash and Thomas Kemberly senio^r y^t the apprizem^t was just to the best of y^r light. W^m Rufsell being appointed in the Will before mentioned executo^r, yet findeing the Legacies given therein, farre to surmount the estate as inventorized did renounce in Court the executorship; but accepted of the power of Administration upon the Estate to pay foe farre as the Estate would reach; which was granted him.

[34] AT A COURT HELD AT NEWHAVEN THE FIRST OF MARCH

1663/4.

Nathan^{ll} Tharpe being Called before the Court for stealing venifon from an indian called Ourance: Ourance was Called & asked what he had to say againt Tharp. Nash upon his behalfe declared, That Ourance had killed a deare & hanged some of it upon a tree & brought some of it away & commeing by (on the sabbath day in y^e afternoone) Nathan^{ll} Tharpes house, his dog barked, & Nath: Tharpe came out & asked ourance w^t he carry? & ourance sd venifon, & further sd that he had more a litle walke in the woods: Then Nath: Tharpe sd to him that the wolfe

would eate it. ourance fd noe, he had hanged it upon a tree: Then he fd that Nath: Tharpe fd to him, where, where, & he told him a litle walke & to morrow he would truck it; Then to morrow Ourance went for the venifon, & two quarters of it was gone, & he fee this mans track in the fnow & fee blood: Then he came to Nath: Tharpe & tell him that he fteale his venifon; But Nath: Tharp fpeake, Ourance, lie, & that he would tan tack* him: & ourance further fd y^t he whifper to Nath: Tharpe & told him if he would give him his venifon he would not difcover him, But ftill he perumptorily denied it, & told many lies concerning it & after it was found in an out houfe of his, he fd he had trucked it the weeke before &c. Nathanⁿ Tharp was afked w^t he had to fay to this y^t was Lay^d againft him? He anfwrd he fhould not deny y^t which was true, But that he fd foe often to him where, where it was, he did not, but he did afke him where he had been & that he told him in the woods a litle walk & y^t which he had fd before the magiftrates was the truth, that he had a hurry came upon him to goe to fetch it & he went in y^e evening after the fabbath & followed the indians track & found it; He fd that his fin was great & god had opened his eyes to fee it, & he defired to judge himfelfe for it. He was told feriously of his fin & his falenes & y^t after he feemed to hold forth sorrow before the magiftrates yet then he fpake falſely & fd that it was a litle before morning he roſe out of his bed & did it, & y^t now he faith it was in the euening before he went to bed, & he was told the feverall agravations of his fin as that it feemed to be contrived on the lords day ftaying at home by reaſon of ſome bodily weakenes, & that he had done it to an indian, & to a poore indian, & when himfelfe had noe need of it & foe often denieing it &c. whereby he makes the Engliſh & their Religion odious to the heathen & thereby hardens them. He was further told that they hoped a ſpirit of repentance would have more appeared in him againſt himfelfe & his fin. foe The Court proceeded to Sentence And for his theft declared that according to the law in y^t caſe that he pay double to the indian, viz, the venifon wth two buſhells of indian Corne, And for his notorious Lieing, & the feverall aggravations of his fin that he pay as a fine to the plantation 20 ſhillings & fitt in the ſtockes the Courts pleaſure.

* tan tack = thrash.

And he was told that were it not that they Confidered him as fometimes diftempered in his head they fhould have been more sharpe with him. Then Nath: Tharp Declared, That, he defired to judge himfelfe for his fin; & y^t the lord would blefs their good Counfell to him, y^t foe he might take warneing for the future leaft it be worfe wth him.

Joseph Manfield, & Mofes Manfield, in Court Declared That (being of age) they had received of M^r ffeild their father in Law,* their full portions, for which he ftood ingaged, & therefore they now defired he might be freed from all ingagem^t upon y^t account, which was accepted.

W^m Tompfon doth Alienate to widdow Smith about 4 acres of meadow lieing on the weft fide neare the field called Springfield, Alfoe about fixe acres of upland more or leffe lieing in y^t field bounded with Jn^o Thomas on the one fide & Ifaack Beecher on the other.

Widdow Parker† doth alienate for ever to Thomas Beamont three acres of meadow, which was given to her hufband out of M^r Lucas his Lott as in Record doth appeare.

John Johnfon doth Alienate for ever to Thomas Beamont three acres of meadow of the fame Lott which was given him wth 12 acres of upland of the fecond divifion, Alfoe two acres of upland in the yorkefhire quarter, bounded with John Johnfon on the South Eaft, Chriftopher Tod & Jeremiah Whitnell on the north-weft & the high wayes on the South weft & north eaft.

Jeremiah Whitnell doth Alienate for ever to James Cleark three acres of meadow which was given him by the towne out of M^r Lucas his Lott.

Thomas Beamont & James Clarke haveing nine acres apiece of M^r Lucas his meadow, & being lately lay^d out, now agreed, That Thomas Beamont fhould have his proportion on the South next to M^r Tuttles y^t was John punderfons, onely James Clarke to have halfe a rod in breadth (out of Thomas Beamonts part) from the great Creeke to the River.

[35] The Will & Jnventory of the Eftate of Thomas Lampfon deceafed Left the Laft Court came againe to be Confidered: And

* Alexander Field had married Gillian, widow of Richard Mansfield.

† Elizabeth, widow of Edward Parker.

Deacon W^m Pecke & M^r Nicholas Auger upon oath attested that the writing given in & subscribed by them, is the Last Will & Testam^t of Thomas Lampson deceased to the best of their knowledge & soe was approved by the Court.

An Inventory* alfoe of his Estate being p^resented & Taken the
ammounting to the summe of _____ was by the
Widdow of the deceased attested upon oath to containe the whole
Estate of her Late husband deceased to the best of her knowledge,
& by Roger Alling & Sam^l Whitehead that the apprizem^t was
just to the best of their knowledge, & to the widdow was granted
power of Administration which she accepted, & the issue of the
whole was this, That widdow Lampson & Jonathan Lampson (her
sonne in Law) doe live lovingly together as mother & sonne
untill the time expired in the Will, & they to be found meate,
drinke, & Apparell out of the Estate without contending, & then
the Estate to be divided according to Will.

Francis Brown propounded to y^e Court about a debt due from
Joseph Benham to the Estate of Edward Watfon† Deceased.
The Court declared that they saw noe ground to alter their former
thoughts.

M^r W^m Tuttle propounded to the Court about y^e youngest
child of Rob^t Hill deceased, the widdow being willing to part wth
it. The Court told him That if he, & Widdow Hill, would come
to the Court in the afternoone in private at M^r Jones his house
they should consider of the matter.

In the afternoone The Court being mett together M^r Tuttle &
Widdow Hill being p^resent, Widdow Hill declared That Nathan^l
Hill youngest sonne of Rob^t Hill deceased being Committed to
her (upon her owne desire) by the Court to keepe as her owne;
she saw now a necessity of parting with him as the Case stood
with her, & therefore she desired that it might be welplaced.
Shee was asked if she had any thoughts of any where it might soe
be? She answered that her thoughts was of M^r Tuttle, & it
would be satisfieing to her. M^r Tuttle was asked about the

* Lamson's inventory, on record in the Probate Court, was taken on
November 29, 1663, and amounted to £120. 18. 10.

† Browne was administrator of Watson's estate; cf. N. H. Records,
iii, 473, 522. A daughter of Mrs. Watson by a former husband was also
the wife of Browne's son.

business & he declared that his wife had spoken to him about it & he had of late considered of it & finding such a willingness in his wife & also in his children to it he had some inclination to take it, if he liked of the terms. He was desired to propound, & after some debate did propound to have sixteen pound with him of Widow Hill, but ^{fd} that his Wife was not then at home & therefore he would speak ^{wth} her further about it. So the Court told them that the thing must be orderly done, Widow Hill relinquishing her Right in the Child & Mrs Tuttle being next akinne.* Therefore if Mr Tuttle & the Widow Hill could agree of terms & come & signify it to the Court they should be satisfied, & it was left ^{wth} them so to do: Mr Tuttle further declared, that if he & his wife should live they would keep him themselves, but if any of them should dy, they would dispose of him onely with the Consent of the Court if they see cause to dispose of him.

Mrs Anne Gibbard, Widow of Mr W^m Gibbard deceased, coming to y^e Court Declared, That she being about to dispose of one of her Children in marriage would willingly know the mind of the Court Concerning their portions; there being some part of the Estate Left (by y^e Will) to the discretion of y^e Court & overseers to divide between widow & children. The Court Considering of the Case presented with the Will of the deceased came to this Conclusion: first Concerning that third part Left in Will as before expressed, they judged one third of it to the widow & the other two parts to be divided among the seven Children as followeth (it being according to inventory 50^{lb}: 12^s: 03^d): The Court & overseers Considering Mary† & Sarah Gibbard in reference to some bodily weakenes expressed in Will to allow them out of this ten pound a piece, & then the other five Children, viz: Sam^l, Timothy, Phoebe, Rebekkah, & Abigail, six pound two shillings five pence a piece, so that the full portions of the children according to will and inventory exhibited, excepting their parts of that Estate in England, is at present as

* The exact relationship of Mrs. Elizabeth Tuttle (born 1612, died 1684) and the late Robert Hill (born 1615, died 1663) and his first wife (died about 1660), parents of Nathaniel Hill, is unknown.

† Mary, the eldest surviving child of Wm. Gibbard, married Jeremiah Horton, of Springfield, May 5, 1664.

ffolloweth, viz To Mary & Sarah Gibbard twenty pound feventeen fhillings a piece, & to the other five fixteen pound nineteen fhilling five pence apeice: & the widdowes part while she foe remaynes is one hundred fixty one pound foure fhillings five pence besides her part in England.

The Court underftanding that Widdow Lindon* was about to marry out of this jurifdiccion, defired to know of her how the childrens portions fhould be fecured? She answered that the man she was to marry were willing to fecure what Eftate was now in being, but she could not tell how much it was: The Court told her That there muft be fecurity given before the Eftate goe out of the jurifdiccion.

[36] AT A GEN^l COURT HELD AT NEWHAVEN MARCH. 7th 1663/4.

After the names was Called: The accounts of the treafurer as they was audited for the yeare (62) was read in all the particulars to y^e towne, & according to the Ballance there remayned in the hand of Roger Alling Late Towne Treafurer due to the Towne the full fumme of 22^{lbs}: 03^s: 04^d, besides fome fmall fines which he returned as not willing to give Creditt for as in the accounts doe appeare:

Lieutenn^t Nafh defired the Towne would take notice that there was a confiderable fumme yet due from y^e towne for M^r Malbons:† houfe: The Governo^r Eaton being dead that was to have received it, The Townesmen after tendered it to M^{rs} Eaton, but she would not receive it, & foe it lies being never demanded fince.

James Rufsell propounded to the towne whether that y^e clark of y^e traine band giving notice to the Marfhall to warne perfons to the Court for defects be not fufficient? It was answered, That they thought it was, but left it to the order in y^t cafe.

Tho: Kemberly fenio^r acquainted the towne that there was a

* Rosamond, widow of Henry Lindall or Lindon (who died in 1660), married on March 15, 1663-4, Nathaniel Richards, of Norwalk.

† Richard Malbon, an early planter of New Haven, returned to England about 1650, leaving an estate here, and died before 1662.

gun left at his house the Last Alarme & he knew not whose it was.

The Marshall gave notice to the towne that they would see that they were provided wth Ladders,* for he should goe about ere long.

Abraham Dowlittle was Chosen Cryer.

John Herriman propounded to the towne that they would either sell or give him three acres of meadow of the townes, which lay at the Black Rock.†

The Deacons propounded to the Towne That men would come & make up their accounts for the Last yeare, the time being expired: And that men would supply M^r Davenport with wood before plowing.

Abraham Dowlittle propounded for a piece of meadow above Muddy River, but Left to further Consideration.

It was propounded about swine whether the Townesmen had prepared an order as was Left wth them the Last Court; much Debate there was & at last came to this Conclusion; That fence be kept up according to order. And for the present, because men may dispose of swine against another yeare: It is ordered, (to prevent Damage in corne) That any swine taken in any corne-field after the 20th of this instant, upon notice to the owner he shall sufficiently yoke y^m, & soe keepe them from time to time, & if the same swine be found againe in any cornefield, upon notice to the owner they are to be shut up from going abroad under the penalty of 12^d the first time, & 2^s the second time soe found abroad: provided the fence be sufficient, this order to take place upon all swine above six weekes old & to stand in force untill the towne see cause to alter it.

Thomas Beamont was appointed viewer to joine wth Thomas Tuttle, for the yorkshire quarter untill new viewers be Chosen.

It was propounded that the sheepe might goe this yeare free in the neck, & it was not opposed.

M^r Gilbert propounded to the towne, That they would exchange him some Land that was M^r Tenches 2^d division, lying on the West side, or part of it, & grant him as much above the place

* Respecting ladders, see N. H. Records, i, 52, 212.

† On the East Haven shore.

called the Shepherds pen, neare the Mill River, becaufe he was willing to try to rayfe some food for his horfes in winter to wont them there. It was referred to the townesmen to fend some with M^r Gilbert to view it & make report to the towne how they found it.

AT A COURT HELD ATT NEW HAVEN: THE 5th OF APRILL. 1664:

John Alling Plaintiffe entred an action of Debt (against Robert ffoote Defendant) in a summe of one pound fiftene shillings: The Defend^t denied the summe. Then the Plaint declared, that the whole debt at first was foure pound ten shillings, & therefore desired the Defend^t might prove how he had pay^d it: Then after many Allegations on both sides, some evidences being wanting to cleare the case, The Court Left it with y^m to issue betweene themselves before the next Court & told them if they soe did, they would pass by the Charge of y^e Action.

Robert ffoote desired that John Alling would assure the Land to him that he bought of him either by a Bill of sale or by Alienation: John Alling promised him that he would soe doe.

[37] Ensigne Tho: Munson doth Alienate for ever to Robert ffoote, his house, homelott,* & all buildings & fences thereupon, lieing next Christopher Todd, with two acres & a halfe in the quarter against John Coopers, lieing betwixt M^r Gilbert & W^m Bradly, alsoe six acres wanting some few rods lieing in the mill-quarter, between Tho: Kemberly fenio^r & Tho: Morris, with a piece of meadow lieing at the end of it, the breadth of the Land to the quantity of three acres.

Robert ffoote doth Alienate for ever the same, in all the particulars of it, unto James Rufsell: & upon James Rufsells desire he Declared that his wife was now very free in it.

AT A GEN^l COURT HELD AT NEWHAVEN THE 28th OF APRILL 1664.

After the names were called, The Deputy Governo^r informed the Towne that M^r Davenport had something to acquaint them withall, therefore he desired that they would seriously attend to

* Thomas Munson's home lot was on the southeast corner of Church and Elm streets. See N. H. Records, iii, 262.

it: Then M^r Davenport informed the Towne that there was a trust Committed to him by the Last Will of M^r Hopkins: And they might remember how that in M^r Eatons time there was thoughts of Erecting a Colledge here, or Collegiate schoole, & for that end the oyfter shell field was designed for such a use, & since a towne Lott called M^{rs} Eldreds lott,* & M^r Goodyear offered his house to that end, but not accepted, & in this time he sd y^t he wrote to M^r Hopkins about such an intendment, whoe answered, that he would doe something to encourage it, & soe in his Last Will he did bequeath part of his Estate y^t was in New England to that end, And Committed that part to M^r Eaton, himselfe, Capt Cullick & M^r Goodwin,† & left it wholly to their dispose as they saw good, as if it were their owne Estate, but they well knew his meaneing therein. Now it pleased god to take away M^r Eaton & after him Capt Cullick; now there was Letters passed betweene y^m about the dispose of this Estate, & Attorneys appointed about gathering up the Estate where it was in the Countrey; But the magistrates of Connecticut Layd a restraint upon the estate till they had a Coppy of M^r Hopkins Will, & an Inventory taken of the estate, & after this was done, then they would have a Coppy of the Will attested from y^e Court of the Probate of Wills in England, & when this was done they still kept on the retraynt, soe that wⁿ M^r Winthrop was in England, M^r Dally (whoe was put in trust with M^r Hopkins his estate in England) dealt with him about it, & M^r Winthrop promised him y^t when he came over it should be set at liberty, but notwithstanding it was not till this spring, soe y^t now it is free: M^r Davenport further sd that M^r Goodwin & himselfe had Consulted by Letter about the dispose of it, & he told him he would dispose of it to the Commonwealth, & soe he did to y^e Gen^l Court, but y^e fayling of y^e Colony schoole put an end to that; soe that now he would dispose of it to Newhaven Towne, but yet to be improved to y^t end for which it was given by M^r Hopkins, viz; to fit youth (by learneing) for the service of god in Church & Commonwealth: therefore he would have the towne Consider how this should be attained: He further sd that y^e Estate was something

* On the north side of the Green, at Temple Street.

† William Goodwin, who had removed about five years before from Hartford to Hadley, Mass.

damnified, yet its thought when all is payd there wilbe a thousand pound in the whole, of which Hartford have gayned foure hundred for a schoole; now the rest was in their trust & he had writ to M^r Goodwin about it & that he thought it was meete Newhaven should have more then Hadly, & foe M^r Goodwin agreed to pay the one hundred pound out of his part to the Colledge in the Bay which they had purposed before to give to it: M^r Davenport further signified to y^e towne, That there was five hundred pounds more after the death of Miftris Hopkins,* which M^r Dally was ingaged to see payd: These things he sd, he acquainted the towne with all, y^t if he should die they might know the state of things, He further sd, y^t we are at present in a low way for Learneing, therefore he would have the towne not to be wanting to themselves in this busines, but his desire & advice was, that the town[e] would allow that maintenance as they had formerly done for a Grammer schoole, & to send to the p^rfident of the Colledge for an able man for that worke to teach the Languages; he alsoe desired that the towne would appoint a Committee y^t might take Care about this Estate, both to appoint some for the receiveing of it, & improveing of it, & sending for a schoolemaster, & alsoe there being many bookes belonging to the towne that they might Consider [38] about building a library upon y^t lott before mentioned, & what else may be thought necessary for this worke: M^r Jones then spake, & sd That he thought that y^t which M^r Davenport had propounded was very acceptable to y^e towne, & might be much for the advantage both of Colony & towne in the welbeing of them: M^r Davenport further sd that he had writt to those concerned about the Estate, that they would sell off that which was to be sold, & he thought that they would doe us y^t favour as to dispose of that part of the Estate which is most free to us. The towne declared their acceptance with thankfulness of w^t M^r Davenport propounded: And Then the towne after Debate upon the matters propounded came to vote, & first about 30^{lb} per annum for a Grammer schoole, & was Concluded, & 2, ffor a Committee for this busines & by vote was Concluded, The Magistrates, Elders, Deacons, & Deputies of the Court as they shall arise to be a Committee for this trust:

*Mrs. Ann (Yale), widow of Edward Hopkins, and an aunt of Gov. Elihu Yale, was now insane, and survived in that condition until 1698.

There was a question propounded, what the p^resent schoole-master should doe? It was answered, that he may be kept in, till another be had: some objections was made against alloweing a Sallary to teach English; much debate there was, but nothing Concluded about it at this time.

The Townesmen acquainted the Towne that they had appointed new viewers of fences, viz: Deacon Miles & Jeremiah Whitnell for M^r Goodyear's quarter; James Heton & Tho: Augur for y^e yorkefhire quarter, these to take their parts as formerly; Sam^l Whitehead & John Thompson for the fubbar's quarter; Christopher Tod & Wm Holt for M^r Eatons quarter & oyſter ſhell field; W^m Bradly & Moſes Manfield for thoſe quarters againſt goodm Cooper; Nicholas Elſey & Tho: meekes for the mill-quarter; Jn^o Clark & Jn^o Smith for Springfield; Iſaac Beecher & Jn^o Alling for the 40 acres peice; Edward Perkins & for the Playnes.

Then the Deputy Governo^r acquainted the towne that they muſt chooſe new townesmen: The votes being given in, Roger Alling, John Herriman, Thomas Kemberly ſenio^r, Sam^l Whitehead, W^m Ruſſell & Thomas Morris were Chofen townesmen for the yeare enfueing.

David Atwater propounded to the towne That he thought it was meete, the proprieto^{rs} of the neck ſhould beare part of the fence againſt him: It was Left to the Committee for the neck to agree with him.

M^r Tuttle propounded That the writings about
Homes Race the purchaſe of the Lands beyond Cheſnutt Hill might be ſearched for, & he would be ready to goe y^e next weeke to take a view of it.

Abraham Dowlittle againe propounded for a peice of meadow above Maukin-Hill; it was granted him for to Cut it this yeare.

M^r Gilbert againe renewed his motion about exchange of M^r Tenches 2^d diviſion, lieing on the Weſt ſide, for ſoe much above the ſhepherds pen, lieing neare y^e Mill River (mentioned y^e laſt towne meeting), & ſd he had got Enſigne Munſon to view it, whoe declared that he ſaw noe inconveniency it would be to y^e towne ſoe to doe, & ſoe by vote it was granted him.

Leiutenn^t John Naſh propounded to the towne, y^t they would

exchang him 30 or 40 acres of his 2^d divison & let him have as much of the fresh meadow as they goe to Milford; something was objected against it, as y^t if a village should goe on at homes his Race, there would be great need of it for that, & foe it was Left at that time.

The Deputy Governo^r propounded That they would Consider of an addition to the magistracy, for he sd for his owne part he was not able to goe on in the place he is now in, therefore he desired he might not be thought of any longer, for it was a great affliction to him: There was much debate about it, & at Last came to this Conclusion by vote, That they judged it not convenient to proceed to any nomination at this time.

The towne & farmers was remembred to bring in a note of their Eftates to the townesmen the next weeke according to order.

[39] AT A COURT HELD AT NEWHAVEN MAY 3^d 1664

An inventory of the Eftate of Henry Hummerfton Lately deceased was p^resented taken the 29th of ffebrua: 1663 & ammounting to the summe of 85^{lb}: 06^s: 03^d, attested upon oath by the widdow to Containe the whole Eftate of her Late husband to the best of her knowledge; & by David Atwater, & Thomas Barnes that the Apprizement was just to the best of their Light.

The widdow being asked if there was noe Will? Answered noe, not as she knew of; the Court then granted her power of Adminiftration.

M^r Alexander Bryan of Milford, Plaintiffe, Entred an Action of debt against Charles Barnes of Setaukut on long Island, Defend^t: Charles Barnes being Called, Sam^l Andrewes as his Attorney answered; & p^resented to the Court a Letter of Attorney under the hand & seale of Charles Barnes aforeid, & witnessed, which was accepted by the Court, & not objected against by the Plaint. The Plaint^r: being called to prove his Debt, he p^resented a Bill of particulars of fundry expences by Bloomer & Barnes to the summe of 11^{lb}: 00^s: 05^d. The Defend^t denied the debt & desired the Plaint: to shew his order y^t he had from Charles

Barnes to pay this money. The Plaint: p^resented sundry Bills under severall hands, viz; M^r Shearman, & M^r Hawly of Stratford, Jonathan Gilbert of Hartford, Edward Higbee & Rich: Beech: all which shewed Charges expended by Bloomer & Barnes aforesd, & that M^r Bryan ingaged to see them satisfied. The Defend^t still pleaded that the Plaint: would shew his order by which he did it; But the Plaint: shewed none: After some other Allegations impertinent, The Court asked both Plaint: & Defend^t if they had anything to say further in the Case: The Plaint: desired those writings before mentioned might be Considered; for nothing further appearing, The Court proceeded to Sentence, & declared, That according to the evidences given in by the Plaint: there doth not appeare any Legall proove that the Defend^t is debto^r to him, & therefore doe find for the Defend^t the Charges of the Action, & what other just dammages appeare.

AT A GEN^l COURT HELD AT NEWHAVEN THE 9th OF MAY. 1664

The towne was informed, That the Gen^l Court for y^e jurisdiction had ordered a halfe Rate to be payd before the first of June next; in debate about it, it was thought, that there was enough in stock for the paym^t of it.

The Deputy Governo^r againe renewed his motion That the freemen would Consider to adde some help to the magistracy (by nomination of some) for their encouragement & sd that formerly there was more helpe when they were more able, & when there was les difficulties then hath been of these Late times; And further sd that he had spoken the Last yeare, but he perceived there was noe Consideration at all of him, & it troubled him that he should be held in a place, to which he is soe indisposed in his owne spirit, therefore if they did not Consider him in this, they would be wholly disappointed. After Debate & Consideration of the busines they proceeded to vote for one in nomination for the magistracy, & Lieutenn^t John Nash was the person upon whom the vote pased: But he declared, That such was the Condition of his family, that he Could not accept it, but must utterly refuse it.

Ensigne Thomas Munson & John Mofs were Chosen deputies

for the iurisdiction Gen^l Courte for the yeare enfueinge. M^r Yale a 3^d man.

M^r John Davenport, junio^r, L: John Nafh, Enfⁿ Thomas Munfon & James Bishop, were Chofen Deputies for the towne Court for y^e yeare enfueinge. Roger Alling the fifth man. Then M^r Davenport aforefd fd That he knew not whether he should hold the place or noe.

John Herriman Chofen Treafurer	} all for
James Bishop Chofen Secretary	
Abraham Dowlitle Chofen Marshall	
	} the yeare
	} enfueinge

The Deacons propounded to the Towne that they would Consider to afford help in feafon, for getting the Elders hay, and particularly about M^r Davenports they fd, That Allin Ball did offer to undertake the ftacking & makeing of it, & alfoe give direction to the mowers about cutting of it, if he might have his owne grafs cutt by the help fent. It was thought it might doe well if it could be foe ordered, for there was much lofs for want of fome perfon to take the Care of it.

[40] Lieutenn^t Nafh informed the Court That the military Company was much unfatiffyed to day that they had not the Coulo^{rs}, & y^t fome fd they would not trayne if they had not the Coulo^{rs}; Enfigne Munfon anfwrd, That he finds upon tryall y^t he is not able to doe it, & therefore fpake to the towne the Laft yeare that they would provide another, But he was told, that he should not have deferted y^e Company till another had been Chofen.

Lieutenn^t John Nafh was propounded to be Chofen Captaine, But he declared himfelfe much againft it; But it being putt to vote, It pafsed for him univerfall, & much was fd to encourage him to accept of the place.

Enfigne Munfon was Chofen Lieutenn^t for the Company.

The towne then came to Consider about an Enfigne; It was propounded to all the foure Serjeants about it, But they all declared themselves not willing to undertake it. Then Nathan^l Merriman (whoe had formerly been a Serj^t to the Artillery Company) was nominated, & by vote Chofen Enfigne for the Company.

Capt. John Nafh propounded that they would recall their nomination of him for a magiftrate, But nothing was done in it.

AT A COURT HELD ATT NEWHAVEN THE 7th OF JUNE. 1664.

Mr Tuttle informed the Court, That his Coufin, Widdow Hill, had come to tearmes of agreem^t about Nathan^{ll} Hill, the youngeſt ſonne of Robert Hill (Late of Newhaven deceaſed). The Court approved of what was done, but adviſed them that the Agreem^t might be drawne in to writeing, that ſoe a briefe entry might be entred, & kept upon Record.

Hannah Wilmot* declared in Court, That ſhe had received of her mother that legacie which was given her by the Will of her father in Law W^m Judſon deceaſed.

Widdow Parker† being about to Change her condition & remove out of the towne, deſired to know the mind of the Court Concerneing her Childrens Portions. The Court Conſidering of the Caſe & vieweing the Jnventory & findeing it to ammount to above 120^{lbs}: They Judged 80^{lb} of it to be for the foure Children & the reſt for the Widdow.

The widdow pleaded that there had been ſome Loſs upon the Eſtate, & that ſhe had Layd out a Conſiderable ſumme in Apparell of late for her Children, which ſhe thought ſhe ſhould not beare out of her part: The Court told her that ſhe had her liberty to p^rſent to the Court what ſhe could make appeare that way, & then they ſhould Conſider of it.

The Court underſtanding that all her Children (except one) were of age to Choofe their Guardians, they was Called to know whom they would Choofe. Then Marah being about the age of 17 yeares & upwards, & John 15 yeares & upwards, & Hope 14 yeares & upwards, they all deſired that their mother might be their Guardian; the youngeſt which was Lidia Parker, not being of age to Choofe her owne Guardian, The Court aſigned her mother alſoe to be her Guardian, all which Widdow Parker (their mother) accepted.

Sam^{ll} Tharpe & Joſeph Preſton were called to anſw^r for their diſorders on the trayning day May 9th (64). Mr Ruſſell Clark of the Trayneband informed againſt them, viz: That Sam Tharp

* Hannah, daughter of Benjamin and Elizabeth Wilmot; her mother had next married William Judson.

† Elizabeth, widow of Edward Parker, next married Robert Rose, Senior, of Branford.

& Joseph Preston being sett in y^e body wth their armes, the body ftanding ftill they left their places, & went up to the top of the meeting houfe; that when the body was moveing they was to feeke, till they was sent for, & when they came being urged to fee & acknowledge their fault before the Company, one fleered & the other Lobd out* his tongue. Corporall Jn^o Alling alfoe Testified y^e fame & that they would not fee their fault: They was asked, what they had to fay to what was Lay^d againft them? Sam: Tharp answered, y^t they was not long gone, & when they were sent for they were commeing downe; Joseph Preston answered, That he thought noe hurt in goeing away, & that there were others that went away alfoe: though he could [not] fay any that was sett in the body as they were: The Court laboured with them to bring them to a fight of their euill, & minded them of fome reports that were, of their evill & ftubborne Carryages to their parents whereby they were a great greife & affliction to them; But nothing p^rvailing to bring them to any fight or acknowledgem^t of their evill The Court proceeded to Sentence them; That for their former diforder & ftubbornnes & now foe perfifting in it: That they be both sett in the Stockes, & there continue the Courts pleafure, which accordingly was executed.

Philip Leeke† doth Alieniate for ever to W^m Wilmott eight acres of the firft divifion fometime belonging to goodm. Plat, now of milford, lieing on the weft fide betwixt Henry Glover & Jn^o Gibbs, & was alienated to him in Court ffeb: (58) as upon Record may apeare.

Thomas meekes‡ propounded to the Court, That they would be pleafed to put an iſſue to a differance betwixt him & his father in law, M^r Goodenhoufe; fomething was fd to him as if they would take fome time to doe it.

[41] Zubah Lamfon§ haveing been Charged & examined before the magiftrates of grofs Pilfring & ftealeing feverall things both

* Lobd out = dropped out.

† Philip Leeke's land; see N. H. Records, iii, 383.

‡ The wife of Thomas Mix was Rebecca, daughter of Capt. Nathaniel Turner, whose widow had next married Samuel Goodenhouse.

§ Zubah (or Azubah) Lamson was daughter of Thomas probably by his first wife, who died in 1649 (or by his second wife, married 1650, who was the widow of Paul Williamson); how Wm. Tuttle was her uncle is not known.

from her Maſter Hodſhon & fundry others, ſhee was now called to anſwer to what ſhould be Layd againſt her & M^r Hodſhon haveing made complaint to the magiſtrates againſt her was now aſked what he had to informe againſt her: ffor which he p^rſented a Bill of fundry particulars as took from him by Zubah Lampton, But did not proſecute againſt her for theft & dammage. There was alſoe bills of other particulars that ſhe had ſtolen from fundry p^rſented by the Marſhall: viz. from M^r Morris, Joſeph Alfup, Sam^l Andrewes, M^r ffield, goodw: Vincen, goodw: Judſon & Abiah Streete, all which was read to her & acknowledged to be ſtolen by her ſelfe both for the time, & place, & manner of takeing them: There was alſoe five ſhillings in ſilver which ſhe had diſpoſed of & was now (as formerly) aſked where ſhee had it, There being great ſuſpicion that ſhe had not told the truth in that matter, haveing been found at firſt in Lies about it & ſome other things; But ſhe anſwered, That y^t was the truth which ſhe had told before the magiſtrates, viz: That on a ſabbath day at evening after the ſabbath ſhee went to M^r Baches houſe & knocked at the doore, & one of his men came to the doore but ſhe knew not which; & ſhee told him, that her father would pray his Maſter to let him have two or three ſhillings in ſilver. He aſked her whoe was her ffather? She told him M^r ffield. Then he bid her come in to the Hall & ſoe ſhe did, & he went & aſked his Maſter, & then by & by M^r Baches ſiſter (viz: M^{rs} Mary) came & gave her five ſhillings in ſilver. Then ſhe told her y^t ſhe did not deſire ſoe much, But M^{rs} Mary (as ſhe ſaith) Replied, take it, that would break noe ſcores; Then ſhe was aſked alſoe about the which ſhe ſd mercy Tuttle & ſhee tooke in M^r Morris his Cellar? She anſwered that what ſhe had ſd was the truth in the Caſe, viz That ſhee & mercy Tuttle went to Nathan^l Tharps & told goodw: Tharp that they had ſome liquors & would come to her houſe the next night & drinke it, & the night Zubah ſd ſhe did goe & goodw: Tharpe was in bed or goeing to Bed, but when ſhe knockt, ſhe came to y^e doore, & then ſhe told her that ſhe had brought ſome Liquo^{rs} & aſked her if mercy Tuttle had been there? But goodw: Tharp told her noe, Then Zubah ſaith ſhe bid her take her part of the Liquo^{rs} & ſoe ſhe did, & ſhe tooke the reſt & carried it to Mercy Tuttle (who then lived with John Johnſon) & calling her out by hemming, ſhe aſked her why ſhee did not come to goodw:

Tharpes? She answered they were foe busie she Could not. Then Zubah faith she gave her the Liquor^s & she dranke it & thanked her. Mercy Tuttle being examined of this, denied it as knoweing noe such thing.

Then goodw: Tharp was asked what she had to say in it? She answered, That it was not foe as Zubah related it, for she never saw Mercy Tuttle there at all wth Zubah at first, nor Zubah her selfe as she relates it: But she sd That one night Zubah came to their house when she was goeing to bed & told her she had got some Liquor^s & desired her to keepe it till to morrow at night, & then Mercy Tuttle & she, would com[e] & drinke it; But she faith she asked her if she came honestly by it & she sd I, why would she question it? Then goodw: Tharp said That she tooke a pott & poured about halfe of it out into it & sett it up till y^e next night: Then Zubah came the next night againe & asked her if mercy had been there, & she sd, noe. Then she tooke a spoone & poured out some of it & drunk it, & Zubah alsoe drunke some & carried the rest away, as goodw: tharp sd. But Zubah sd, That she drunke none for she doth not Love it. The Court Labouring much to bring Zubah to the sight of her sin & the severall agravations of it did at Last proceed to Sentence; & first called goodw: Tharp & told her, That by her owne Confession it appeares that she hath been guilty of incouraging Zubah in her sin, which the Court takes in great dislike, & for which they doe sharply reprove her, & warne her that for the future shee looke better to her family that she entertaine not any young persons at unseasonable times nor in such wayes againe.

Zubah was alsoe told that goodw: Andrewes hath lost a table Cloath & some napkins besides those things which was found wth her & Therefore was asked if she knew not of any that had y^m? She answered, noe, onely goodw Hodfkis told her one fourth day at night between Sam^l Andrewes his houses & her Master Hodfhone, y^t she had got a table Cloath & some napkins there: Goodw. Hodfkis was examined of this before the magistrates & of what else she had Charged her, as being one that stirred her up to this wickednes when she was about to goe to M^r Hodshon: But she perumptorialy denied it & sd there was noe truth in it at all, but she thought Zubah did it out of malice against her, because she had told M^r ffield & his wife of Zubah being unseasonably out

at Nathan^{ll} Tharps house. Nathan^{ll} Tharp & his wife alsoe testified that Zubah sd she would be avenged on goodw: Hodfiks or even wth her for it; foe that the matter was left wth god to bring the truth to light in his owne time [42] And before the Court proceeded to Sentence, M^r Tuttle desired: to speake to the Court, & haveing Liberty, wth great affection sd. That though her sin had been very great yet he did much pittie her & would doe her all the good he Could & he therefore desired the Court would shew her what favour they could & that she might be in such a place & family where she might enjoy the meanes of grace & be well educated for the good of her soule: The Court told her that shee sees how her unkle is affected towards her for her foules good & therefore was wished feriously to mind her owne good & foe the Court proceeded to sentence And Declared, That seeing none, that made complaints against her to the magistrates appears to prosecute against her, for theft & dammage as they might have done, they shall onely take notice of the Case as sin against god & a publicke offence, being of evill example to others &c; And Therefore doe sentence Zubah Lampson, being Convicted of grois thefts & great aggravations of her sin, in adding sin to sin in grois lieing, & Considering the light she hath lived under & the education that she hath had, that she could not but know it to be a great sin, & at such a time when one for facts of the like nature was under punishm^t, & she not take warneing thereby, therefore its meet she should be made a warning to others, & Therefore, That shee be publikely & severely whipped to morrow after Lecture, that others may heare & feare & doe no more foe wickedly.

AT A GEN^{ll} COURT HELD AT NEW HAVEN JUNE. 27th. 1664

The Deputy Governo^r propounded to the Towne about the schoolemafter, his yeare being Lately expired, whether they doe not thinke meete he should goe on in his worke as formerly untill M^r Chancie* come? The matter being debated was Left to the Townesmen to agree with him.

* Probably Israel Chauncy (Harvard Coll. 1661), who finally settled in Stratford.

The Deacons propounded to the Towne that they would Consider to affoord some help for the Cutting of the Elders hay, especially of M^r Davenports, & declared that Alling Ball would get it made & stacked if he might have helpe but for the Cutting of his grafs; upon which motion severall persons ingaged for fundry dayes moweing.

The orders of the Gen^l Court in May Last were read to the Towne.

M^r Jones propounded to the Towne That those whoe were Concerned in y^e bufines of fenceing the necke that they would come to an issue in it.

Samuell Miles* acquainted the towne y^t he Lately fitting in the schollars feate observed many disorders in young persons on the Lords dayes in the time of the Publique worship of god.

There was much Complaint of dammage done in quarters by bayting of Horfes and other Cattle & after much debate the Towne saw Cause to order as followeth, That noe Horfe or other beaft shalbe bayted in any quarter or Corne feild about the Towne, but upon the owners owne proprietie; And w^t ever Horfe or other beaft aforefd shalbe found upon any place in the sd quarters & not upon the owners Land wthout exprefs License from anoth^r, where he is soe bayted or found, Any persons soe transgressing shall pay for each Defect five shillings besides Dammage [halfe of which 5^s to y^e pounder & y^e oth^r halfe to y^e plantation; added: June 11th 1666.]

The Committee for the school appointed by the Towne Aprill 28th 1664 being mett together the 23th of june (64) to Consider of matters belonging to their trust: M^r Davenport acquainted them that (notwthstanding what hee had declared to y^e Towne Aprill 28th (64) aforefd Concerning that part of M^r Hopkins Estate which was Committed to his trust for the incouragement of Learneing in these parts) That he must always reserve that Liberty to himselfe while he lived here as he did from the Gen^l Court, that is to have a negative vote in anything that might bee

* Eldest son of Deacon Richard Miles; baptized 1640.

p^rjudiciall to the true intent of the Testato^r for that Lay upon his Conscience as his trust that he must looke too while he lived.

Some persons of Connecticut coming into the towne the meeting broke up wthout any further Conclusion.

Noe Particular Court in July, noe busines p^rsenting it selfe.

Noe Particular Court in August for the Like Reason.

[43] AT A GEN^l COURT HELD ATT NEW HAVEN THE 24th OF
AUGUST. 1664:

The Deputy Governo^r acquainted the Towne that there were fundry reports of Danger by the indians & That the Dutch Governo^r being Lately at the ffort Aurania,* & he being in Danger in respect of the Kings Commis^sion^{rs} it is reported that he hath ingaged fundry of the indians to a great number to sett upon the English at the same time wⁿ the Commis^sion^{rs} aforesd did make an onsett upon the Dutch, therefore he thought it was not o^r way to be secure, things being in such a posture through the Countrey as now they are. John Thomas alsoe declared to y^e towne, y^t he heard M^r Winthrope advise M^r Gold of ffairefield to give notice to y^e townes that they be carefull of the watches till they heard further:

The Deputy Governo^r alsoe furth^r acquainted the Towne that he had received an open Letter from M^r ffenne† which came from Captaine Willett (wth anoth^r directed to M^r Winthrop) wherein was signified as y^t the English att Hadly had countenanced & abetted the indians about them in murdering of two me^ssengers of the Mohaukes; The like intelligence he id, y^t he had received

* Fort Aurania, or Fort Orange, built by the Dutch at Albany.

Royal Commissioners had arrived in Boston a month before, who took possession on August 29 of New Amsterdam, under the patent given to the Duke of York. This move compelled the union of the New Haven and Connecticut colonies, as the only means of safety from encroachment by the Popish Duke.

† Benjamin Fenn, of Milford, one of the magistrates.

from our ffreinds at Stamford, whereby it was thought that the indians were incensed againſt the Engliſh.

Divers perſons alſoe in Court ſpake as if ſome indians of Late had Carried it very inſolently in ſome houſes both in the towne & at farmes; The Towne Conſidering of the matter after much debate came to this iſſue, firſt, That the indians have notice that they come not into y^e towne wth their armes after ſunſett, and that all ſtrange indians be cauſed to depart from amongſt our indians.

2, That for the p^{reſent} time of danger there be two men hired at y^e publike Charge to ward in the day time: And that the Watches be reduced to ſeven a night, according to former orders in the like Caſe.

Capt: Naſh propounded to the Towne that they would apoint a time as would beſt ſute their occaſions to trayne, & it was agreed to be ſecond day come fortnight.

M^r Gilbert propounded about the necke, that there might be ſome ſtop made at the Bridge to keepe in the oxen for the p^{re}venting of dammage in indian Corne.

The towne were acquainted that its neceſſary ſome rates be lay^d for the defraying of Publike Charges both of towne & juridiſſion. After debate it was ordered y^t a Rate & halfe be pay^d into the towne Treafurer, the one halfe in octob: next & the other halfe in March next after, in ſuch pay & at ſuch prices as is ordered by y^e juridiſſion.

Richard Johnſon acquainted the towne that the pound is not fit to keepe any Catle in; he thought there muſt be ſome new Poſts gotten to repayre it.—

The Deputy Governo^r acquainted the towne that he heard y^t ſomething done the Laſt Gen^l Court for y^e juridiſſion was miſ-reported, as if we had invited Connecticutt men for a compliance:* he ſd nothing was moved upon that account, & ſoe told them the vote & deſired that harſh Cenſures might be ſuſpended, & further ſd that the buſines was Left to be iſſued by the Commiſſion^{rs} according to the Articles of Confederacon at their next meeting.

* The vote of the laſt General Court, as given in N. H. Records, ii, 546, was that if the Connecticut Colony come and make a claim upon New Haven by virtue of their charter, New Haven will ſubmit, pending a meeting of the Commiſſioners of the New England Colonies.

[44] AT A COURT HELD ATT NEWHAVEN THE 6th OF
SEPTEMBER: 1664:

John Cooper fenior p^resented an inventory of y^e Estate of John Vinton* & Elinor Vinton his wife, both deceased, as priz^{ed} by Thomas Kemberly fenior & Francis Browne; But the children of the Deceased being not come as were expected, The Court was adjourned untill the next morneing & they all with the Children ordered to make their appearance, which accordingly they did.

And Elinor Vinton, the Eldest Daughter of y^e deceased, being about the age of fixteene yeares, was asked if the Inventory was full? Shee declared y^t she was cleare y^t it was a true & full Inventory to y^e best of her knowledge & could take oath of it, & accordingly she did; Thomas Kemberly fenior & Francis Browne alsoe testified upon oath y^t y^e apprizem^t was just to y^e best of light, excepting some few things that were at M^r Tho: Yales which they had not seene. There being fundry debts Charged in y^e Inventory as due from this Estate they were read, & Elinor Vinton afore^sd was asked if she had anything to say against them or any of y^m? She said noe, but thought they were all just.

The Eldest sonne, whose name was John, being about y^e age of 14 yeares, & his Sister Elinor afore^sd were asked whoe they would desire as Guardian or overseer to administer upon the Estate? They both desired That M^r Tho: Yale & John Cooper afore^sd might doe it, which the Court approved & soe Committed the Care both of y^e Children & Estate to them to see y^t the debts be pay^d & righteousnes attended which they accepted.

The Court haveing had some thoughts of giving liberty for y^e disposing of y^e Children as orphans according to order, But understanding that the Children had received a Letter from M^r Purchase Clarke of the iron-workes at Ling, which was p^resented & read (& is alsoe kept upon file), wherein he shewes much affection to y^e Children & Earnest desire of y^r comeing thither where their parents had formerly lived, & they bred & Borne, & most of their friends & some remote relations being there, he alsoe promised to take y^e Care of them & to see y^m disposed off

* John Vinton, of Lynn, seems to have been concerned in the East Haven iron works, where he and his wife died, both on August 3, 1664. Oliver Purchase, of Lynn, was concerned in the same works.

for their good; The Co^{rt} alsoe understanding by Bro: Cooper y^t M^r Purchase was an able man & of good Repute for godlines & y^t he had told him y^e substance of w^t he had writt when he was Lately in y^e Bay; Now the Court haveing Considered the Cafe & perceiving by the Children an earnest desire to goe thither, upon this motion did judge it best for y^e Children y^t they be sent with the first Conveniency, & soe did order M^r Yale & Jn^o Cooper to take the Care of it & see them comfortably provided for their voyage, which accordingly they did & as we understand since by Patricke Morraine, sometime servant to M^r Purchase, coming from thence, the Children were Loveingly received by M^r Purchase aforeid & very well disposed of as might be for their good.

BEFORE THE COURT AT M^r JONES HIS HOUSE OCTOB: 25th: 1664

Upon the desire of M^r Samuell Wakeman & M^r Samuell Kitchell the Court mett to heare what they had now to propound, whoe Declared That they being Executors of y^e Estate of M^r John Wakeman, their ffather now deceased, haveing made a tender of the Estate of Jn^o Walker* their kinsman deceased according to the Courts order, they informed y^e Court y^t the Last intelligence they received from his freinds in England Concerning it was, That they thought the Estate might be better here then there, therefore they now desired to know the Courts mind concerning it, & declared themselves willing to resigne up the estate into the Courts hands if they knew how better to dispose of it, for they were not willing to be responsible to any for more then the principle, but would rather give something to be freed of it, for they did not know that the improovem^t would advance the Charges expended. The Court declared that they know not any soe fit as y^m selves (being related to him) to intrust with it, & therefore, if they would now ingage to the Court to be responsible for the principle when it shalbe legally demanded, it was as much as they should require; Which they both jointly & severally accepted, & ingaged unto y^e Court to see performed.

* Mr. John Wakeman's servant, John Walker, died in 1659 (cf. N. H. Records, iii, 346, 425); Mr. Wakeman died in 1661, and his estate was administered by a son (Samuel) and a son-in-law (Samuel Kitchel, husband of Elizabeth).

[45] AT A COURT HELD AT N-HAVEN THE FIRST OF
NOVEMB: 1664:

Samuell Hemmingway Plaint. } In an action of debt, wth Charges
John Cooper fenior* Defend^t } & dammages unto the value of 14^{lb}:
The Plaint declared That one Thomas Sewell came from Say-
broke to worke at the iron workes (June 4th (63) & comeing
to his houle his father Cooper ingaged to pay for his dyat while
he workt for him in the workes; now in Octob: next after, his
father & he reckoned, & he pay^d him for his dyat to y^t time;
now since y^t time he being to goe from y^e Capts houle to his
owne, there being feverall men at dyat wth him, he spake to y^m
to provide for themselves for they were not like to goe with him,
& foe they spake to his father Coop. about it & they fd that he
told them y^t he would provide them vittayles, & tooles if they
could get a place to be in; foe telling him w^t his father had fd
Thomas Adams & Thomas Sewell went along with him to his
houfe & he dyated y^m, & foe he had provifions of his father
toward their dyat, viz: a barrell of Beefe & when it was almost
fpent he went to M^r Yale & his father & told them y^t his meate
was almost fpent & y^t it had not y^e Packers marke on it. After
this speakeing wth his father at Jn^o Potters houle he told him
y^t if he would not supply him he must take away his men; his
father answered him y^t he would get him meate as foone as he
Could & as good as he Could & pay for their dyat, & what would
he have more; & accordingly as foone as he Could he brought
from y^e towne a barrell of Porke & beefe & he had it of him, &
foe it past along, & he boarded this Tho: Sewell untill about
tenth of July (64), & then he ran away & he had demanded this
money of his father, but he refuses to pay it; it comes to about
nine pounds, his dyat; therefore he desired of y^e Court Right in
y^e Cafe.

The Defend^t anfwrd That for y^t time from June to october
he did pay him as he had ingaged, but for y^e time since he did not
underftand any Contract for y^e dyat of Thomas Sewell & Tho:
Adams, but they went wth him to his houle upon w^t account he
knowes not, for they was not then in y^e worke for sometime, But

* Sarah, wife of Samuel Hemingway, and Hannah, wife of John
Potter, were daughters of John Cooper, Senior.

about three weekes after, these two ingaged to cut 100 Cord of wood by the first May next, & he sd y^t he had desired his sonne to dyat one, but he refused; but indeed when David Phillips went to his house he did let him have a barrell of Porke & Beefe, & further pleaded y^t when he reckoned wth his sonne the last March, his sonne did not bring in these two Toms dyat, though he spake to him of it; he answered he should doe well enough wth y^m now; to this last passage M^r Yale testified y^e truth of it, being p^rsent. Sam^l Hemingway was asked the reason of this? He answered it was because he had his fath^{rs} promise for it, & he had not then reckoned with the men which they used to doe before they bring it to account: The Defend^t owned y^t he sd to those two if they could get a place to be in y^t he would find y^m vittayles & tooles, But did not owne any Contract for y^r dyat from octob. before mentioned; therefore the Plaintiffe was called to produce his prooffe; ffor which, John Potter was called whoe testified That he heard his ffather Cooper say y^t he would pay Sam^l Hemingway about boarding the men; he could not say for fewell in particular, but onely of y^e men in generall, for his father and he comeing one day to y^e water side together his father spake of a great deal of trouble he met wth about these men & y^t Samuell Hemingway was unsatisfied about the provision, & his father sd he would gett the Best he could for him & he knew not w^t he Could doe more.

Hannah Potter alsoe testified That in ffbruary last or the beginning of March her Bro: Hemingway at their house telling her ffather That if he would not provide meate he must take the men away & provide for them, & Her ffather then answrd him, That he would get him as good as he could & as soone as he could & pay for the mens dyat, & w^t could he doe more: now there was onely then at dyat David Phillips, Tho: Sewell & Tho: Adams.

Hannah Potter further testified Concerning y^t time of october when they went to her brothers That her father was troubled That Sam^l Hemmingway would not take the men, & sd y^t if Sam: would dyat them he would see him pay^d. The testimony given in on each side were accepted both by Plaintiffe & defend^t wthout oath, & the Court haveing heard w^t they had to say deferred y^e matter for further light till y^e next Court, & they

ordered them to attend & bring in w^t they had further to say in the Cafe.

Deacon Pecke propounded to y^e Co^{rt} in y^e behalfe of Leonard Auftine his kinsman; y^t Job Hall had made over all his Right in accomodations of Land & meadow in or about N-Haven unto this Leonard Auftine aforefd & had writt to him to see him pofseised of it. Now to cleare the matter he p^resented a Letter of Attournie in y^e forme of a deed of Convayance under y^e hand of Job Hall, which was read & approved, noe one appeareing to lay foe good a Clayme, But y^e f^d Leonard not being of age for Convayance of Lands Chose Deacon W^m Pecke for his Guardian & foe it was made over to him in his behalfe, viz. all the lands that did of Right belong to Job Hall,* He paying y^e Alienation.

[46] Thomas Beamont being in pofsefsion of the homelott of Job Hall aforefd & haveing (as he ap^rehended) Just Right thereunto as by a writeing under the hand of y^e fd Job Hall Left in y^e hand of Authority here when he went for England might apeare, but this writeing not being at p^resent to be found he declared, That he had come to a composition for y^e fd Lott wth Leonard Auftine by y^e advice & concurrence of W^m Pecke, now his Guardian, & therefore now desired it might be settled to him in Court, which accordingly W^m Pecke in y^e behalfe & wth y^e Consent of y^e fd Leonard Auftine now p^resent did now Alienate to the fd Thomas Beamont wth all y^e Rights & priviledges thereunto belonging for ever:—onely Tho: Beamont desired this proviso might be Entred, y^t if at any time hereafter y^e forementioned writeing be found & it there by appeare y^t the fd homelott, was his owne before, y^t then y^e fd Leonard Auftine returne backe y^e value now agreed to be payd for the same, viz: 3^{lbs}, & this the fd Leonard declared his Consent unto, this alienation to be payd betwixt y^m.

AT A GENE^{ll} COURT HELD AT NEW HAVEN NOVEMB: 19th 1664:

The Deputy Governo^r acquainted the towne y^t the occasion of y^e meeting was, that there were some Gentlemen from Con-

* Job Hall's home lot was on the southwest corner of Elm and High streets; he had returned to England soon after 1650.

necticut that had something to acquaint y^e towne withall, & he thought the buſines in Gen^l was to require our ſubmiſſion to Connecticut wth ſome oth^r propoſitions: He further minded y^e towne of the peace & unity y^t god had hitherto Continued amongſt us & the many bleſſings both on y^e Right hand & Left y^t we had enjoyed under this governm^t, & alſoe told the towne that wee are a people in Combination wth oth^{rs} & therefore could not give a full anſw^r without firſt acquainting y^e other plantations, & then y^t we ourſelves were not a full meeting of y^e towne, divers of y^e farmes haveing not warneing: But the Gent: being come in, M^r Jones deſired to ſee their Commiſſion; They declared that they ſhould ſhew it to perſons deputed, but after Read it, & then declared what they had to ſay to y^e towne. (The perſons were M^r John Allyn & M^r Sam^l Shearman.) Theſe Gent: urged to have y^e matter put to vote, but they were told y^t y^e townemeeting was not full; But M^r Allyn ſd y^t if M^r Shearman did Conſent, which he thought he would, he ſhould take the boldnes to put it to vote himſelfe, but his ſpeech was diſliked & after witneſſed againſt & they were deſired to withdraw a while & the towne would Conſider to give them an anſw^r; & ſoe they did, & the towne Conſidering of it came to this Concluſion as their p^rſent anſwer by a Gen^l vote, onely one diſſenting; which anſw^r follows their declaration: The Gent: aforeſd being called in againe the anſw^r was read to y^m; they deſired a Coppy of it, which was granted, they Leaving a Coppy of w^t they had declared which they promiſed, & is here inſerted as ffolloweth:

Wee underwritten In his Maj^{ties} name by order from y^e Gen^l Aſſembly of Connecticut doe require all y^e inhabitants of y^e towne of Newhaven to ſubmit to y^e governm^t Eſtabliſhed in y^e Colony of Connecticut by his Maj^{ties} gracious graunt to y^e Colony of Connecticut.

Wee doe declare y^t y^e Gen^l Aſſembly of Connecticut doth inueſt W^m Leete & W^m Jones Eſq^r, M^r Gilbert, M^r ffenn, M^r Crane, M^r Treat & M^r Lawes with magiſtraticall power to aſſiſt in y^e governm^t of y^e plantations of Newhaven, milford, Branford, Guilford & Stanford & y^e people thereof, according to y^e lawes of y^e corporation of Conecticut, or ſoe many of thoſe orders y^t formerly have been of uſe amongſt y^m & are not contradictory to y^t Teno^r of o^r Charter, untill y^e Court order otherwiſe;

Wee doe alsoe in y^e name, & by order of y^e Gen^l Asembly declare that all other military & Civill officers are Etablissement in their respective places untill y^e Court in May next. Wee doe alsoe declare by order from y^e Gen^l Court aforefd that they will not call to account what hath formerly pased to an issue in your Courts of judicature.

John Allyn
Samuell Shearman

Wee doe further declare y^t it is intended by the Gen^l Court of Connecticutt that y^e ffreemen of N-haven upon y^e p^resentm^t of their names (wth testimony) be accepted as ffreemen of Connecticutt.

John Allyn
Samuell Shearman

[47] Here ffolloweth two writeings Recorded at the desire of M^r William Jones.

Whereas my much Honord ffather Theophilus Eaton of New-haven in New England merchant did by his Will bearing date the twelfth day of August one thousand six hundred fifty & six amongst other things declare that his mind & will was that the rest of his Estate which was not by the said Will before disposed of, both in houses, Lands, farmes, mills, with all Reversion or Reversions & moveables, should be divided amongst his three Children, Theophilus, Mary, & Hannah in Equall shares as by the said Will, relation thereunto being had, more fully may appeare; And Whereas my sifter Hannah hath by her deed under hand & seale duely perfected, bearing Date with these p^resents, Remised, Released & for ever quitt Clayme unto me of all the Right, title or demand which she hath or any wayes may Clayme or Challenge by virtue of the sd Will or otherwise unto any Lands, Tenements or Hereditaments belonging to my sd ffather in the Parish of great Budworth in the County of Chester in England, and hath Covenanted to secure the same unto me from all persons Claiming by from or under her or the sd Will: And Whereas in Consideration thereof & of a Gilt Bafon & Ewer, I have entred into two Bonds of this Date for paym^t of one hundred pounds unto her, that is to say fifty pounds on the third day of october next & fifty poundes on the second day of Aprill in the yeare

of our Lord one thousand six hundred & fixty — as by the sd Bondes, relation thereunto being had, more fully may & doth appeare; Now know y^e that I Theophilus Eaton, of Dublin in Ireland, Esqr, sonne & heire to the said Theophilus Eaton deceased, have further, for & in Consideration of the sd Release perfected as aforesaid, Bargained & sould like as by these p^rsents I doe Bargaine & sell unto my said Deare sifter Hannah Eaton all my Right, Title & interest that I have or any wayes Claime of in or unto any the personall or Real Estate in New England consisting in houses, Lands, Tenements, Goods, Chattells, debts and Creditts belonging to my said ffather & by his said Will devised & left unto me and doe by these p^rsents give unto my said sifter full Power & absolute authority to receive, order & dispose with the same to her best advantage and as she judgeth most expedient, without giving or rendring any Accompt unto me, my Executo^{rs} or Administrato^{rs} for the same or any part of the same; In Witnes whereof I have hereunto sett my hand & seale this Eight and twentieth day of March, one thousand six hundred fifty & nine. 1659.

Theophilus Eaton.

Signed, sealed and delivered
in the Prefence of

Thomas Yale

Jno Pepper

Sarah Hoghton

Sa: Eaton

Know all men by these p^rsents that I Hannah Eaton of the Parish of s^t Andrew Holborne, London, Spinster, for & in Consideration of a marriage by gods permission shortly to be had & solemnized betweene William Jones of the Parish of Martins in the field in the County of Midd. Gent: and mee the said Hannah Eaton, Have given, granted, assigned and sett over and by these p^rsents doe fully clearely & absolutely give, grant, assigne & sett over unto the said William Jones his Executo^{rs} Administrato^{rs} & assigns All my Estate, Right, Title, interest, property, profit, Clayme & demand what soever of, into & out of all & singular meisuages, Lands, Tenem^{ts}, Mills, Hereditaments & other reall & personall Estate whatsoever, whereof and wherein I have or ought

to have any Eftate, right, title, or intereft, which are fcituate, Lying & being within the Commonwealth of England & in New England and in any other place or places whatfoever, by force, virtue or meanes of the Laft Will & Testament of Theophilus Eaton Late of Newhaven in New England aforefaid, my Late ffather, deceafed, beareing date the twelfth day of Auguft, one thoufand fixe hundred fifty & fixe, or of one writeing bearing Date the Eight & twentieth day of March now laft paft, made by Theophilus Eaton, Efqr, my brother, unto mee, or by any other wayes or meanes whatfoever or howfoever, To Have & to Hold, the faid p^mifes hereby given, granted, afigned & fett over unto the faid [48] William Jones his Executo^{rs}, Adm^{rs} and Afsignes from henceforth peaceably and quietly for ever. In Witnes Whereof I the faid Hannah Eaton have hereunto fett my hand and feale the fourth day of July In the yeare of our Lord One Thoufand fix hundred ffifty and nine.

Hannah Eaton.

Sealed and delivered in
the prefence of

David Yale

France

John

Here followes fome writeings Recorded at y^e defire of M^r Benja: Ling, wth Confent of the Court at Newhaven.

I Tho: Yale* of New Haven as Agent, Authorifed and Intrufted, for the fettling, & deviding of an Eftate Left by y^e Late Hono^rble Theophilus Eaton Efqr betwixt his Children, Theophilus, Mary and Hannah, I hereby doe declare, that It is agreed betwixt M^r Valentine Hill of Pifcattaway, Merch^t, (hufband to the faid Mary) and my felfe, that he fhall have & enjoy the whole ffarme belonging to the fd Eftate, Lyeing at Stony River, with all buildings thereupon, and appurtenances thereunto, to have & enjoy the fame to him & his heires for ever,

And I the aforefaid Valentine Hill, in Confideration of y^e faid ffarme, & other Eftate in Cattell already received, doe acknowledge my felfe fully fatisfied & payd the portion or Legacy given

* Thomas Yale, uncle of Elihu Yale, was a son of Governor Eaton's second wife.

unto her by her father, and hereby doe acquitt, both the faid Attornie & the proprieto^{rs} to that Eftate of all debts, dewes, and demands in New England for ever; In witnefs hereof we have Enterchangeably fet our hands & feales this 12th of September, one thoufand fix hundred fifty & nine, 1659.

Thomas Yale, Seale.

Sealed and delivered
in the p^refence of
Mathew Gilbert

Know all men by thefe p^refents that I Valentine Hill of Dover in Pifcattaq. River in New England, M^rch^t, & Mary my Wife, for & in Confideration of the fumme of two hundred & thirty pounds to us in hand pay^d before the enfealeing & delivery hereof by M^r Nathaniell Micklethwaite of London, M^rch^t, wherewith we acknowledge o^r felves fully fatiffied, doe by thefe p^refents give, grant, bargain, fell, alieane, afsigne & fett over unto the fd Nathaniell Micklethwaite, M^rch^t, his heires, executo^{rs} or afsignes for ever a Certaine ffarme, Containeing three hundred Acres of upland, be it more or Lefs, with fixty [49] Acres of meadow, be it more or Lefs, adjoyneing therunto, wth all the buildings thereupon & appurtenances & priviledges thereunto belonging or appertaineing, which f^d ffarme & appurtenances was formerly in the poffefion of Theophilus Eaton, Efq^r, Govern^r of New Haven, given by him as Legacie to Mary My Wife & is fcituate & being at Stony River in the townefhip of Newhaven in New England aforefd, And I the fd Vall: Hill & Mary my wife doe hereby promife to y^e fd Nathan^l Micklethwait that the fd ffarme wth all the bargained p^romifes are free from all failes, Mortgages & incumbrances w^t foever, & that the fd Vall: Hill and Mary my wife are the true & proper owners thereof at the makeing of this p^refent writing, & furth^r I the fd Vall: Hill & Mary my wife doe hereby promife to defend the title thereof againft all manner of perfons from, by or under us Layeing Claime to y^e fame, & to deliver up all writeings Concerneing the fame fayrely written & uncanceled, and to give fuch further afsurance to the fd Micklethwaite of the above Bargained p^romifes as he or his Learned Counfell fhall devife, And hereunto I the fd Vall: Hill & Mary my wife doe bind ourfelves, o^r heires & Executo^{rs}. In

witnefs whereof have hereunto put our hands & feales the fec-
ond day of Novemb: one thoufand fix hundred and fixtie 1660.

Val: Hill O
Mary Hill ()

fealed & delivered in p^rnce of

William Norton

Elias Stileman

Tho: Trenicke*

This jnstrum^t above was acknowledged by M^r Vall: Hill & Mary his wife to be their free act & deed y^e 15 Novemb: 1660. Before me Elias Stileman—Commifsion^r.

That Whereas Valentine Hill of Dover, Pifcataq. River, have fould unto M^r Nathaniell Micklethwaite of London, M^rch^t, a farme for two hundred & thirty pounds sterll. in hand payd, thefe p^rfeents Witnefs y^t in Cafe the fd M^r Micklethwaite fhall at any time within eighteene months from the date hereof diflike of the fd bargaine, that then the fd Vall: Hill doth hereby oblige himfelfe unto the fd M^r Micklethwaite or his afsignes to give him or them the fd fumme of two hundred thirty pounds in fifteen moneths time from the time y^t the fd Micklethwaite fhall give the fd Hill notice of his diflike, in M^rch^{ble} boards, at fifty fhillings per mill., & mer^t pine two inch Plankes, at fower pounds per mill., & upon true payment as aforefd the s^d ffarme to returne back againe unto the fd Hill. In witnes whereof the fd Vall: Hill hath hereunto fet his hand & feale the 2^d of Novemb: 1660.

It is agreed that the boards & Planke above fpecified are to be delivered in fome convenient place in Pifcataq^r River.

Val: Hill ()

Teftes Elias Stileman

Witnefs John Sealy

[50] AT A COURT HELD AT NEWHAVEN DECEMBER. 6^t. 1664.

The Cafe depending betwixt Sam^{ll} Hemingway Plaintiff & Jn^o Coop^r Defend^t y^e Laft Court came now againe to be Con- sidered, & for further evidence in y^e Cafe the Plaint: defired that

* Perhaps a scribe's error for Thomas Trickey (of Dover, died 1675).

Ralph Rufsell might speake, & he having Liberty testified, That Jn^o Coop^r fenio^r promised to see Sam^{ll} Hemingway payd for the dyatt of Thomas Sewell soe long as he was in the worke. This he fd was June 4th (63). The plea on both sides was read & Considered; the Plaint: & Defend^t haveing noe more to say, The Court proceeded to sentence, which was this. That they find for the Plaintiffe That the defend^t pay for y^e dyat of Thomas Sewell to y^e plaint: from the 28th of octob: (63) to y^e tenth of July (64) according to iust account; & for Cost & Court Charges 8 shillings.

James Rufsell doth alienate for ever to W^m Trowbridge his house & barne & homelott, with two acres $\frac{3}{4}$ on the west side, being part of his first division, lieing betwixt Land sometime belonging to Mathew Camfield on y^e one side & Thompson on the other side, & all his 2^d division more or lesse, wth the 3^d part of two acres of meadow Lieing in Solitary Cove: The Alienation to be payd betwixt y^m.

John Brookes (haveing been complayned of by Thomas Morris for very boysterous & distempered Carriages in his family, throweing downe his wife &c & makeing great disturbance) he now acknowledged his evill & profest himselfe sorry for such a disorder in breaking the peace, confest it was done in his passion & he hoped he should take warning & be more Carefull for the future; he was seriously warned soe to doe. Bro: kemberly being one that helped to issue the busines betwixt Tho: Morris & Jn^o Brookes, declared That he ap^rhended John Brookes had spoke to Tho: Morris his satisfaction, onely he was to declare the matter to the former Arbitrato^{rs} all together, which John Brookes had not attended, onely as he fd he had spoke to y^m apart, which Thomas Morris seemed not to be satisfied with.

Sam^{ll} fford haveing beene complayned of a grofs publike disorder & to the dammage of some persons, as being suspected to have a hand in y^e splitting of fundry new posts neare the West bridge of George Rosses, & of splitting posts & breakeing downe a parcell of fence belonging to Jn^o Alling in y^e West Lane, it being on the evening before the sabbath & he being seene to come y^t way with an axe after sunsett; The posts were seene unsplit & the fence a litle before his comeing home & yet was seene the next morneing all done, as persons came to y^e meeting; he have-

ing beene examined before y^e magistrates about it did owne his coming y^t way foe late & bringing an axe but fd he tooke it up at Ifaack Beechers, but denied y^e doing of it, but Confesed there was juft ground of fufpition againft him; he being bound over to anfw^r the matter at this Court was now called to know what he had further to fay for him felfe? He answered y^t he had given in what he had to fay already, & therefore if any did accufe him he fd he was ready to anfw^r. He was then minded of w^t he had owned about the axe & y^t he confest he had given juft ground of fufpicion againft him. He answered That he fpake at that time his fimple thoughts & not from any guilt nor as he knoweing any fuch thing, all which proved falfe by his owne confeffion afterwards. He was told y^t he had fpoke as if fome could cleare him; He fd there was Jn^o Thomas junio^r & Sam^{ll} Tharpe, who being afkt, testified That they faw him come along the weft Lane before them & they did not fee him doe it (but this proved a falfe testimony as by y^r owne Confeflion afterwards appeared, haveing all three a hand in y^e fact). Sam^{ll} fford was then further examined about y^e axe, he Confest it was his brother Nathan^{ll} Tharpes* axe, Which axe he was told had been tryed in y^e markes of the pofts & as Sam^{ll} Whitehead, George Rofs, Jn^o Winton & the Marfhall testified y^t it futed the markes to a hayres breadth as near as they could judge, y^t it muft be y^e very axe or another juft Like it, & therefore he was told y^t he was under further ground of fufpicion, But he denied y^t he had any axe all along the weft lane till he came neare Ifaack Beechers: He was further told y^t he had fd at Jn^o Thomas his houfe y^t he would take his oath y^t Jn^o Thomas junio^r did not doe it, which he owned, & then was told y^t he could not doe y^t but he muft know whoe did it; He was told by y^e marfhall y^t he had fd y^t he knew whoe did it. He defired evidence might be produced; then Edmund Dorman testified y^t he heard Sam^{ll} fford fay in hay time y^t he knew who did fuch things as to breake downe ffence; for there had been fence broke downe feverall times before this.

The Court haveing Confidered of y^e bufines, declared, That they find further ground of fufpicion againft Sam^{ll} fford; there being fome perfons not here as were ap^hended could give further light

* Mary, daughter of Timothy and sister of Samuel Ford, was the wife of Nathaniel Tharp.

in y^e cafe, they referred y^e matter unto the next Court, & he to give five pound Bayle for his appearance or remayne in y^e Marfhalles hands till he foe doe: Jn^o Thomas junio^r & Tho: Adams was to be warned alfoe then to appeare to give anfw^r for their Breach of Sabbath about Burneing Coale.

[51] BEFORE THE MAGISTRATES DECEMB: 15th 1664.

Young Tom the indian being complained of by W^m Tompfon of very turbulent Carriages at his Brother Jn^o* his houle to the affrighting of his wife and Children, & breakeing of the window wth a Clapboard, & this in y^e beginning of the evening after it was darke on y^e laft 3^d day of y^e weeke; Tom the indian being asked about it Confest y^t he was drunke & by theyr beating of him he was provoaked to doe foe & id y^t he carried fome Leather for y^e iron worke man from y^e tanners to the waterfide & he gave him halfe a pint of Liquo^r & fome oth^{rs} at ordinary had given him fome Drams. He was ordered to pay ten fhillings for his drunkennes according to Law well knowne by y^m, & the bufines about fider & liquo^{rs} further to be enquired into.

AT A COURT IN PRIVATE DECEMB: 16th 1664.

Sundry indians haveing received much dammage in their Corne by horfes, & the dammage haveing been judged by Mathew Moulthrop fenior & Jn^o Potter, Abraham Dowlitle & ffrancis Browne unto the quantity of 17 bufhels, The Court did Confider of the matter & findeing the indians much unfatified did allow them befides their dammage in reference to their twice bringing the horfes to y^e pound 7 bufhell $\frac{3}{4}$ more, & Leavied y^e fame upon the feverall horfes proportionably to y^e beft of their Judgem^t, & appointed the indians to receive the fame of the feverall owners of them, & gave them a Bill of the particulars to y^t end, Leaving the indians themselves to divide y^e Corne as they faw good.

* This John Thompson (Senior) had brothers Anthony and William; he died in 1674. His wife, Ellen Harrison, died in 1689.

BEFORE YE COURT IN PRIVATE DECEMB: 20. (64).

John Thomas junio^r havinge by some examination before the magistrate made Confession of the busines Concerneing the posts & ffence (under which Sam^l fford stood as justly suspitious) & he Confest y^t they, viz: Sam^l fford, Sam^l Tharpe & himsele was together when it was done, but Layed y^e doing of it all upon Sam^l Tharpe, ffor which now Sam^l Tharpe was called in examination; whoe after fundry evasions did say he would relate the truth in y^e case, & sd That he & Jn^o Thomas junio^r did stay at the west Hill untill Sam^l fford came to y^m y^t last day of y^e weake at night, & soe came together & wⁿ they came to y^e posts a litle on this side the west Bridge Jn^o Thomas sd to him, splitt two or three of y^m posts for they was Thomps^{ons} & he had tooke a load of wood of his, & he haveing his Bro: Nathaniells axe did soe, but being come away a litle from them Sam^l fford turned back & sd splitt the rest of y^m for he had tooke a load of Pallafadoes from him, & soe he went & splitt y^e rest of them; then as they were comeing along the West Lane John Thomas sd Let us goe a vieweing, & I sd where? & they sd Saint Allings ffence, & when they came to it they sd splitt the posts at one blow, & they would pull it downe, & soe Sam^l Tharpe sd he did, & they did pull it down, & further sd that Jn^o Thomas haveing his ffathers Cloake about him Sam^l fford laughed at him to see how he builed wth it to pull downe y^e ffence; then Sam^l Tharpe sd that Sam^l fford tooke the axe of him to carry to his brothers & soe they parted, but further sd y^t he understood by discourse of Sam: fford & Thomas Adams y^t they two wth Jn^o Ives had pulled downe the rest of y^e fence y^t had formerly been broke downe in y^e West Lane &c.

Sam^l fford was now sent for & being come (though he p^rtended y^t he was sicke) he was called to speake the truth about y^t for which he was under Bayle, & was told y^t they should be glad if the hand of god upon his body had awakened his Conscience to speake the truth in y^e Case, & was minded of his sin before the Court when he was questioned, & was told y^t Sam^l Tharpe had Confessed the whole buffines; And Sam: Tharpe told him y^t he had a great deale of ease in his Conscience since he had Confessed, yet not wthstanding all that was sd to him, he

stood stupid & as a fott full of guilt now before y^e Court & at Last being urged to speake the truth he went on in finfull evasions justifieing w^t he had sd, y^t he was before y^m in y^e west Lane, & that his backe was towards y^m & foe would not take notice of y^m w^t they did, nor did he know. But he was warned to take heed that he did not goe on provoaking god, not knoweing how soone he may be called to give answer for those things, yet nothing p^rvayled, But still perfisted in denieing haveing any hand in it, & falsely sd y^t wⁿ they were Chopping he heard a noyse but knew not what they did. But at last being asked if he did not know y^t this ffence was thus done downe then, he answrd, he did; then he was asked why he had foe often denied it? He answered Because he was foe threatned about it & from his owne finfull heart togeth^r: & he alsoe owned that he had told goodm Tharpe & his wife y^t they were all alike cleare or alike guilty. [52] Sam^{ll} fford further sd That Sam: Tharpe did it, y^t is breake downe y^e fence, becaufe John Alling had beene y^e cause of his setting in y^e stockes, & sd y^t if Jn^o Alling fet it up new againe he would split it downe. But this Sam: Tharpe denied. Sam^{ll} Tharpe was asked if he did not cutt off John Allings horse eare: He answrd noe: he was told that there were two y^t testified y^t he sd y^t if Jn^o Alling brought him to y^e Court about y^e fence he would cutt off his horses eares & tayle. But he perumpторily denied it. & sd they spake falsely y^t foe sd.

Then Sam^{ll} fford was asked if he had noe hand in cutting off y^e horses eare, or if he did not know who did it? He answered he was not guilty in the thing, neither did he know any. But Eleazar Stint told him y^t he did it, and being asked wⁿ he told him, He answrd, on the Sabbath in y^e meeting a litle before prayer began, in y^e fouldiers feate: But Eleazar being afterwards examined about it perumpторily denied it.

Sam^{ll} Tharpe was told y^t Bayle would be accepted for him; if any would give ten pound Bayle for his appearance the next Court, he might have his liberty. Then W^m Tharpe his father being p^rsent did ingage ten pound for his appearance y^e next Court, And Sam^{ll} fford was dismissed under the same Bayle of five pound, entered by his father to y^e marshall.

AT A GEN^l COURT HELD AT NEW HAVEN DECEMB: 26th 1664.

M^r Jones acquainted the towne That John Herriman, the towne treafurer, had p^rsentd his accounts for the yeare 1663: & they had beene Audited by thofe apointed thereunto, all which was read to the towne in the particulars of y^m & the Ballance as to y^m appeared were that y^r remayned due to the Treafurer five fhillings two pence.

The Towne were acquainted alfoe that W^m Andrews demanded 03^{lb}: 08^s: 09^d for making a bridge over Stony River. There were much debate about it, & at Laft left wth the townesmen to fpeake wth Branford & thofe at iron-workes about the Charge expended, but for another Charge or fetting up another the towne would engage nothing till furth^r Confideration.

John Browne complayned y^t John Jagger & Eliakim Hitchcock quarrelled together on the fabbath in y^e meeting, when M^r Davenport was in his fermon, ftrikeing & kickeing each other; Edward Prefton & Jn^o Alling fd y^e fame. Upon Confideration of things of this nature, The Towne apointed Edward Prefton to take notice of perfons diforderly at the Lower end of y^e meeting houfe, and Abraham Dickerman about y^e doore, & they to make complaynt to authority to fee if thefe evils may be redrefsd y^t have foe long been complayned off. Thefe being not here the marfhall was to acquaint them with it.

The Townesmen propounded about the ffort againft George Pardees, that they thought it was beft to difpofe of it, being almoft rotten: It was Left to y^e townesmen to difpofe of it for the townes advantage.

Abraham dowlittle propounded to y^e towne y^t they would be pleafed to give him a peice of meadow lieing above the bogmine Creeke; the quantity it was thought to be about 20 acres; but fome fpake againft it & thought rather he fhould have y^e ufe of it; But after much debate it came to this conclufion, That he fhould have the ufe of halfe of it for the fpace of 21 yeares, payeing the rates of it.—

John Herriman acquainted y^e Court y^t Ralph Rufsell propounded for a piece of Land at the iron works, But it was anfwrd him that he muft firft be approved on by the Committee to be a planter.

It was alsoe propounded That John Potter & Sam^{ll} Heminway desired to buy 20 acres of the fresh meadow, but nothing was done in it.

It was alsoe propounded y^t Cap^t Clark desired a piece of the fresh meadow y^t was undisposed of; It was Left to y^e townesmen.

Henry Morrill complained, that persons tooke downe the fence as they went to the fferry & Left it downe; he was told that there was the same penalty upon it as for Leaveing open the quarter gates.

[53] Cap^t Nafh propounded that Henry Morrill might be pounder for that quarter called the Governo^{rs} quarter & the oyfter shell field; he was by vote confirmed & allowed to have the use of the pound & poundage according to orders in y^t case.

John Benham propounded to have something allowed him for Beating the Drumm at trayning & some oth^r times; Capt. Nafh acquainted the Towne that he was promised to have just satisfaction, there being none appointed to doe it by the towne; it was sd y^t John Benham had agreed to doe y^e whole drumming for y^e same fallary that Thomas Kemberly junio^r had, But he & his relations seemed not to be willing he should be put out, except the towne did it; But the towne seemed not to be satisfied with it, but expressed y^m selves as if he should allow John Benham out of his fallary for what he did this yeare.

John Coop^r propounded for some Land beyond the great pond in reference to Capt Clarke: there was speech of about 10 acres granted formerly, But the towne now declared That it must be to persons whom the towne approves & not to the persons that are now at the iron workes.

AT A COURT HELD AT NEWHAVEN JANUARY 3^d 1664

Sam^{ll} fford, being under five pound Bayle ingaged by his father for his appearance at this Court, was now called three times & the Last time told y^t if he answered not his Bayle was forfeit; But he answered not, then Timothy fford whoe gave Bayle for him was called & answered, That he indeed did ingage 5^{lbs} for his

sons appearance at y^t next Court after y^t, But he ap^rhended there was a Court the Laft weeke unto which his fone was Called & he knew not of it & he did not know but his fon might be fett at Liberty; But he was told there was noe Court untill this fefion & to this he was bound for his appearance, & Therefore the Court by way of fentence declared y^t his bond being five pound was now forfeit: He defired fome time for y^e paym^t of it, he was told they would Confider of it.

Sam^l Tharpe being under ten pound Bayle for his appearance to this Court was now Called three times, & told y^t if he make not his appearance his bond was forfeit, but he answered not: Then W^m Tharpe his father, whoe gave bond for his apearance, was now called & answered That both he & his wife did what they could to keepe him but he was got away, & he had alfoe ufed meanes for his attayning againe, therefore he fhould leave himfelfe to the mercy of the Court in y^e Cafe: The Court told him that they Could doe noe Leife at p^refent but declare his Bond to be forfeit.

John Thomas junio^r was called, whoe made anfw^r: He was told That it did appeare both by examination & his owne Confefion, y^t he hath had a hand in this Publike diforder about y^e pofts & fence, which is both mifcheivous & finfull, both in reference to the publike & alfoe to particular perfons. Therefore he was called, to heare what he had to fay in y^e cafe? He answered, whoe was it y^t fd he had a hand in it? He was told y^t by his owne Confefion it appeared he was p^refent when it was done; his Confefion was read & he owned it & fd y^t was all he knew in y^e cafe; He was afk^t why he did not make it knowne? He anfwrd, becaufe they fd y^t they would make him proove it; He was asked why he denied in Court y^t he knew any thing of it? Hee anfwrd, becaufe Sam: Tharpe kept fuch adoee with him not to discover it. Hee was alfoe minded of his givinge in falfe testimony the Laft Court y^t he might cleare Sam^l fford, wⁿ himfelfe hath acknowledged y^t he faw him pull downe fome of it: The Court further told him y^t they hoped to have feene more ingenuity in him then hath appeared in a free acknowledgem^t of his evill; he was alfoe minded of his regardlesnes of the fabbath & of y^e greatnes of the evill in this bufines to act as a Common enemy as perfons not fit to live in humane fociety, &c. He confest he was

very forry & hoped he should never be found in any such wayes againe. The Court taking the whole matter into Consideration did by way of Sentence Declare as followeth, [54] That John Thomas Junio^r for all his miscarriages in this busines (as being necessary to the thing by his owne Confession, & for much falsenes in denieing the knowledge of it & giving in a false testimony the Last Court on y^e behalfe of Sam^l fford & for his regardlesnes of the sabbath, &c), y^t he deserves severe & sharpe punishment, yet Considering y^t he was the first by his owne Confession y^t discovered this wickednes, The Court onely sentenced him to pay 40 shillings fine to y^e plantation, & y^t he give in ten pound Bond to y^e Court for his good behavior for the future; And for particular persons the Court Leaves them to take the Benefit of Law as they see good.

Jn^o Thomas senio^r ingaged now unto y^e Court in a bond of ten pound for the good behavior of his sonne, & alsoe for y^e paym^t of his fine, which was accepted by y^e Court.

There being some Cases above the Cogniscence of our Towne Court; Governo^r Leet & M^r Jasper Crane* were called to assise this Court, & for now fate; And first the Case of goody Pinion (wife of Nicholas pinion) with her two daughters, viz: Ruth Moore & Hannah Pinion, having made Complaint against Patrick Morran, Clark of y^e iron workes, unto authority of New-haven as attempting to Violate the Chastity of y^e two daughters aforesd: Patrick Morran was called & told what these had complained of against him: But he absolutely denied the Charge whereupon the complainers before mentioned were called to bring in w^t they had to say in y^e case either by themselves or their witnesses: They declared that they had given in before the magistrates what they had to say at p^rsent themselves & for referd to that, which was accordingly read as followeth:

Decemb: 12 (64) at M^r Jones his house before y^e magistrates: Hannah Pinion about fiftene yeares of age declared, That one raynie day she went up to goody Rufsells house to borrow a sieve & coming out of doores Patrick followed her, & as they were betwixt goodm. Rufsells & goodm. moulthropes he sd to her y^t if she would come to y^e furnace with him & let him ly with her he would bring her a payre of gloves; but she answered him y^t she

* Gov. Leete was of Guilford, and Mr. Crane of Branford.

would not for many gloves; he told her y^t she should know when he was there by a bush y^t he would put in y^e furnace Bridge; then coming to goodm moulthropes he went away & sd he would come, but she sd if he did he should be never the better: this she sd was 3 weekes since & y^e first time.

Then she sd she went another time for some galooome & Patrick was in y^e Chamber, & he sd to her, Hannah, if you will come to y^e furnace & let me lie with you he would bring her a payre of gloves & stockings; she answered noe, she did not intend it; he told her y^t she should know y^t he was there by a great stone y^t he would put upon y^e black stumpe by y^e house; she sd she would not come, for she had something else to doe then to come after him, but he sd he would meete wth her: Then she sd she went up to him againe Last friday was seven-night for a pound of fugar, & he sd to her in y^e Chamber y^t if she would let him ly wth her he would give her a payre of gloves and a shilling in silver, & he pulled out the shilling & he went to take her up in his armes & fling her on the bed, & she sd to him y^t if he would not be quiet she would call out to y^e folke below, & soe he set her downe againe: being askt whoe was there? she sd Jn^o Tompson & goody Rufsells sister.

Another time she sd about the beginning of the Last weeke y^t patrick came downe to their house, & would have her to goe up with him for a payre of stockings. But she would not goe along wth him, but a litle after, went & came to the Chamber doore where he was, & askt him to let her have a payre of stockings but he sd he would not, because she would not meete him at y^e furnace & she answered him, well, I can be without them then; this was a litle before sunfett as she sd.

[55] Goody Pinion also sd, y^t she sent her daughter Hannah for a payre of gloves, & Patrick told her, he would let her have none, except she would meete him at y^e furnace, & then he would bring them in his pockett; this she sd her daughter told her, & she rebuked her for it & sd to her y^t she should not wag* out; the like answer she sd he gave her when she went for a payre of stockings; alsoe she sd the girle was goinge two oth^r times, once for stockings & once for Liquo^{rs}, But Patricke would have had her goe the lower way wth him, but she would have gone by the

* wag = stir.

houfes but he would not & foe the girle came home againe, & then ſhe ſd ſhe ſent her for fugar & he did to her as before in Hannah Pinions ſpeech, & ſpake ſuch words as ſhe was aſhamed to ſpeake, but gave it in writeing, the ſubſtance of which was y^t he would or muſt have the uſe of her body in an uncleane way, though in immodest & ſhamefull expreſſions.

Ruth Moore alſo ſd y^t when her liſter Hannah told her how Patricke inticed her, & told her y^t he had appointed to be at the furnace y^t night, & then ſhee told Thomas Luddington of it, & y^t ſhe was loath to goe out without ſome company, & he told her y^t if ſhe would goe out, he would follow her, & when ſhe came to y^e furnace bridge by the ſhop doore, there Patrick ſtood & he aſked whoe was there? & ſhe answered there was one, & he ſd to her will you drinke a dramme of the bottle? ſhe ſd noe, then he aſked her againe, & then ſhe ſd ſhee did drinke wth him & it was in a round bottle. Then he aſked her to goe into y^e ſhop (for he had ſet the ſhop doore open), & w^t ſhe had to ſay further ſhe ſd was in writeing, for ſhee was aſhamed to ſpeake it, The ſubſtance whereof was That he muſt or would have the uſe of her body in an uncleane way in immodest & ſhamefull expreſſions, with her refuſall, & ſhe ſd that as ſoone as ſhe had answered him he ſaw Tho: Luddington & ſd there was one accommeing therefore ſhe deſired y^t Tho: Luddington & Jn^o might give in testimony in y^e caſe.

Nicholas Pinion declared w^t he knew in y^e Caſe, but he ſd it was as a witneſ in reference to y^e Countrey & not as a complayner. The firſt time was the Laſt wet day about 3 weekes agoe & Patrick came down to their houſe, & his wife & he had ſome words of falling out, & he came to the forge to him & called him out & told him of their falling out & deſired him & his ſon to goe up with him to the houſe, & foe they did & he gave them ſome drinke with him; then his wife followed them & told him ſhe muſt goe & complayne to y^e Deputy Governo^r for her girle could not be at quiet for Patricke, but he perſwaded her to come in & paſſ it over, & ſoe did goody Ruſſell too & foe ſhee ſtayed; then he heard of many of theſe paſſages complayned of to him, And Laſt fryday was ſeven-night at night Patrick came to his houſe (& Tho & Jn^o Luddington & Jn^o Butler was there) & he aſked him when he came in what he did there foe Late (it was about

an houre within night) & he desired him to sit downe & rose and pulld a chayre for him, but he refused it, & set himselfe as Leaneing on a cheft going out of the doore, & because he had some notice of the busines he tooke notice of him as he thought it behooved him to doe, & once & againe he apprehended y^t as his youngest daughter went by him into the kitchin, y^t hee jogd her with his foote; he sd nothing to him of y^e busines, but Patrick rises up & goes out & bids them good night & Jn^o Butler went out soone after him & he thought he had gone home as honest men should doe; & yet after this, it was this night when his daughter Ruth found him at y^e furnace & Tho: & Jn^o Luddington saw y^m coming together from thence. These being read, Patricke Morran was asked what he had to say in the Case? He answered y^t he was not guilty but wrongfully accused by y^m: He sd in answer to y^t of Ruth Moore: That he went to their house y^t night to speake about a spitt, & having heard by the Taylor that Ruth Moore had done him wrong, therefore he spake to her to come out to y^e furnace to speake with her about it & he sd that was the occasion; But old pinion replied y^t there were noe necessity of going to y^e furnace for y^t, for there was a roome in y^e house they might have been private in; But it was againe Replied y^t it was not likely, there being two families in y^t house: But he absolutely denied the thing as she declared it: Ruth Moore desired y^t Thomas & John Luddington might speake what they knew in y^e case: Tho: Luddington then being called spake as followeth: [56] That when Patrick came in to goodm. Pinions house he was in the inner roome, & Ruth Moore came in to him, & asked him to goe wth her, he sd noe, but asked whether she would have him goe; soe she went out againe & stayed a litle while in y^e house & came againe & asked him if he would goe wth her; he asked what she meant; she told him y^t y^e Clark had a bottle of wine in his Pocket & ask^t her to drinke a dram or cup, & if she would she must goe downe to y^e furnace, but she told him y^t shee would see him & his facke both hanged first. But after y^e Clarke was gone she came & ask^t him againe to goe wth her, Then he told her y^t he would come after her. But he going out of doore wth her, she went away, & he stept back into the other roome to call his brother John to goe wth him, & soe they both went quickly after her to the pothouswards & wⁿ they came halfe way they saw

Patrick Morran & Ruth Moore coming together homeward, & the Clarke or else y^t woman ask^t y^m whether they were going & he fd to totoket wards, & his brother John fd he had spoke to him to goe with him for Tobaccoe. Ruth Moore went homē & the Clark desired him to goe backe wth him & foe he did; then he was called to speake w^t the Clarke then fd to him about y^e bufines. But before he spake, the Clarke p^rvented him & fd he should declare it & not lay any temptation before him, & then fd That he fd thus to Tho: Luddington, I am here as you see wth this woman y^t is of such an ill report, & fd y^t his heart smote him about it as being out of his way, therefore he desired y^m they would not make it knowne, for it would be a scandall to the gospell & a Blemish to his name: Then Tho: & Jn^o Luddington being called to speake y^e truth in y^e case as they would upon oath, whoe answered y^t y^t was the truth y^t he did desire y^m y^t they would not make it knowne y^t he was wth such a one at y^t time, & Tho: Luddington further fd y^t Patricke told him y^t the occasion was to speake wth her about the taylor. Tho: & Jn^o Luddington being told seriously the weight of an oath did take oath to the truth of w^t they had testified.

Ruth Moore desired y^t her sister Mary pinion might speake, whoe being called spake as followeth: That Patrick Morran coming into their house this day 7 night fd to her sister Hannah That she was a prating flut, & if it had not been for her prateing she had not come to this: old goody pinion fd alfoe y^e fame. But Patricke answrd y^t he coming into y^r house understanding y^t they had tooke some brands was angry & might call her foe but nothing in reference to the oth^r bufines: Ruth Moore was asked if she had anything else to say: she fd noe: Then Hannah Pinion was asked w^t she had to say? She fd nothing But what was in the writeing read & she fd y^t was the truth. But the particulars being Considered, Patricke denied y^t ever he proffered her any gloves, indeed she came for gloves upon her fathers account, & for any such attempt or proffering silver as she spake of he utterly denied: then there was enquiry about those signes, about the bush in y^e Bridge & stone on the stumpe, if any see any such things? Mary Pinion fd y^t after this was all about shee did remember y^t she did see a bush there & old goody pinion fd y^e fame: & for y^e stone upon y^e stumpe, it was fd by some y^t it was

a place y^t used to have a stone upon it: Patricke anfwrd y^t he knew nothing of it, if there were any such things it was not done by him: But he thought the rife of this was because he would not let the old woman have foe much Commodities as she desired, for one time he came downe to their house & she fell out with him, because he would not let her have foe much blue Linnen as she would have had, & abused him wth her tongue & tooke up an axe & sd she would knock him on the head unto which Jn^o Butler testified y^t he being p^{re}sent she & hee quarrelling about it, she tooke up an axe & calld him Scotch dog & Scotch Rogue & sd she would knocke him downe. The old woman being ask^t about it sd, That she did not say she would knock him downe till he came after her into the oth^r roome & held up his fist at her, & foe granted the rest.

The Court having heard w^t hath beene sd by y^e complainers & their witnesses & Considered of y^e case as p^{re}sented & searched into, by way of Sentence declared That they find not Patricke Morran such a person as they accuse him to bee, yet upon examination of matters & his owne acknowledgem^t they find y^t he hath imprudently carried it, foe as renders him suspitious of something of the like nature.

[57] Patricke Morran Plaintiffe Entred an action of flaunder & defamation against old goody Pinion, Ruth Moore & Hannah Pinion (her daughters) defend^{ts}; unto the value of 200^{lbs}: He being called to make proove of it: desired y^t M^r Sam^{ll} Ambros & his wife might speake: They being called, was wished to speake foe as they would take oath upon it, & foe speake; first Sam^{ll} Ambros testified That y^t day goody Pinion & her two daughters aforesd after they had been at y^e Magistrates to complayne against Patrick Morran (as in y^e case before) coming to their house Ruth Moore & Hannah Pinion sd That Patrick would have been naught with them & that this was not the first time y^t he had foe done, & that he was turned away from the place where he was upon the same account.

Hope Ambros Testified alsoe, That y^e day y^e persons above mentioned had been at y^e Magistrates as they went along home at their house they spake very badly of the Clark & Ruth Moore sd that he would have abused her & her sister Hannah & this was not y^e first time, for she knew him of old for he was turned away from y^e place where he was upon the same account, & the old

woman verified the fame. They both tooke oath to what they had thus testified.

Sam^{ll} Hemmingway alsoe upon oath testified That he being at the fforge y^t day complaint was made to M^r Crane of y^e former busines, & old goody Pinion came to y^e fire & warm^d her hands at y^e fire & Ralph Rufsell asked her where her gloves was this cold weather? & she sd y^t she had sent up her daughter to y^t bafe rogue & Rascall & he would let her have noe gloves, for he fought the ruine of her & her Children & by this he sd he understood she meant Patricke. Then the Plaintiffe was asked how he proved his dammage to be foe much? He answrd in his name, for he esteemed his name above this money, But he was told y^t he might over Esteeme his name: The Plaint: desired goodm. Coop^r might be his Atturⁿie, which was accepted. Then John Coop^r declared That it was like to be much dammage to him, & his name had much suffred all this while, & there was Court Charges & charges of the witnesses which he desired might be Considered.

Nicholas Pinion being Left & allowed as Attornie in y^e behalfe of his wife & two daughters defend^t, was asked w^t he had to say against it? He answered y^t he had nothing to say for he had heard nothing of it. Therefore he should Leave it to the Court for he had nothing to object in behalfe of his Clyent.

The Court having heard & Considered the Cafe p^resented both by Plaint & defend^t by way of sentence declared: That they find cleare by testimony upon oath that the Plaintiffe is defamed by the defend^t; Therefore they find for the Plaintiffe five pound dammage & fifty shillings for action & Court Charges to be paid by y^e defendt: yet the Court did Leave with Patrick Morran this serious admonition, That he carry it more prudently for the future then he hath in y^e former busines (as by his owne acknowl^d edgem^t appeared) that it may be more for his owne advantage & the advantage of his owners.

Will^m Trowbridge having had a warrant for Henry Gibbins to answ^r him in an Action of y^e case was now called to Enter his Action: He required of Henry Gibbins an account of his fathers Estate y^t was Left with him wⁿ he went for England. W^m Trowbridge was asked by w^t authority he made this demand? He shewed a Letter of Atturⁿie from his father, which being read was allowed & accepted: Henry Gibbins sd that he had given him an acco^t as well as he could, But the Estate he sd was taken out

of his hands by order of the authority here & therefore it must be referred to y^e records. But the Records having been looked into formerly & matters not found for Cleare as was desired & there being much business at this time, the case was referred to another time.

M^{rs} Margret Goodyear & her daughters as by a writing (subscribed by Margret Goodyear, Sam^l Ambrous,* Hannah Lamberton, Desire Lamberton & obedience Lamberton & witnessed by Edward Preston & W^m Meeke^r bearing date of January 3^d 1664:) appeared doth alienate forever [58] to Richard Sperry his heirs & assigns forever The farme whereon now he dwelleth, sometimes of Right belonging to M^r Stephen Goodyear now deceased, with all y^e buildings fences & Lands inclosed or not, with all Rights & priviledges thereunto belonging, they did all their parts in it as, in y^e writing is expressed which was now allowed in court.

Joseph Mansfield desired y^t those Lands & meadow given him by the will of his father Richard Mansfield deceased & divided to him as his part by Deacon Richard Miles & W^m Bradley persons appointed thereunto by the Court, might be now settled to him in Court upon Record, which was accordingly granted him & is as followeth: 190 acres $\frac{1}{2}$ of upland & the third part of all the meadow, which part lieth betwixt Jn^o Johnson on y^e northeast & bounded wth a Creeke on y^e South west, which Creeke parteth betwixt him & his mothers & his brother Moses parts; this proportion thus bounded was divided by Richard Miles, W^m Bradley & David Atwater unto him for his third part be it more or less & for was accepted by him, alsoe all the buildings & fences upon the said farme.

Moses Mansfield alsoe desired the like favour of the Court w^{ch} was alsoe granted him, & is as followeth: fixty five acres at y^e towne, Twelve acres in y^e necke, twenty acres of y^e upland at y^e farme, lying next to W^m Judsons, a third of all y^e Commonadge untill his mothers death, & then the whole to be divided betwixt his Brother Joseph and he, & a third part of y^e meadow at farme, which is seventeene acres & a halfe lying next his brothers.

* The wife of Samuel Ambrose was Hope, daughter of George and Margaret Lamberton, of New Haven,—her mother being now widow of Deputy-governor Stephen Goodyear.

AT A GEN^{ll} COURT HELD AT NEWHAVEN JANUARY 7th 1664:

M^r Jones acquainted the towne wth the occasion of this meeting, minding w^t was done at a former meeting of the ffreemen & inhabitants of this Colony, in anfw^r to a declaration Left by M^r Jn^o Allyn & M^r Sam^{ll} Shearman Novemb: 19 (64); the vote & Letter then sent was now read wth the anfw^r of Connecticutt Lately sent downe with a Coppy of the Determinacion of y^e Kings Commisfion^{rs} in reference to the bounds of Connecticutt Pattent. Alsoe an anfw^r now drawne up by the Committee appointed by y^t Gen^{ll} meeting to be sent now to Connecticutt, all which* being read were approved by the towne: but there being one Claufe in this Last anfw^r in reference to our Magistrates, viz: That they should goe on with their trust untill a new Election upon the desire of y^e people being formerly Chosen & fsworne thereunto, It was therefore now put to vote to know y^e desire of y^e people here, which upon some debate was by universall Consent desired, noe man appeareing Contrary.

AT A COURT EXTRAORDINARY HELD AT NEWHAVEN JANUARY
10th 1664

Upon the desire of Will^m Tharpe & some others Concerned, in reference to Sam^{ll} Tharpe & Eleazar Stint y^t had run away but were now brought backe, though at great Charge, The Court now fate to Confider of the matter & Sam^{ll} Tharpe was called, whoe answering, was told y^t he knew well what he stands guilty of; that is fundry high crimes & miscarriages of which he had been formerly examined & made some Confesfion &c; he was told y^t the Court were sorry y^t there should be such things found in this place under such meanes, which was noe small agravation of his fin, & would adde to his punishm^t in y^e day of y^e lord if repentance p^rvent not; they should be glad if at Last he would put a stop to his sinfull Course, but at p^rsent he was asked what he had to say to y^e Court about those things Charged against him & in part

* The proceedings on Nov. 19, 1664, with the declaration by Allyn and Sherman, and letter in reply, are printed in N. H. Records, ii, 549, 551. In same volume are the Answer of Connecticut, December 21, on p. 553; and the Answer to Connecticut, January 5, on p. 555.

owned by him in his examination, as the splitting of the posts & fence. He answeredrd, That he hoped it should be a warning to him, it was the first time, & he hoped it should be the last, he was drawne in being in y^t company, & it was a sudden motion in halfe an houres time, being put upon it by y^m, Jn^o Thomas & Sam^l fford, but he was told y^t it was sd by others y^t he did it out of revenge, He answered y^t he had noe such thoughts only a sudden Motion, but he was wisht to looke into his owne heart, for there it began, & then to make declaration of the [59] busines: Then he sd That Jn^o Thomas & he staid upon the west hill to meete Sam^l fford, & coming together to y^e posts on this side the west bridge, Jn^o Thomas sd, split two or three of Thompsons posts, for he had tooke a load of wood from him, & soe he did & then Sam^l fford sd split the rest, for he had tooke a load of pallasadoes from him & soe he did; then as they were coming on along the west Lane they sd let us goe view & he ask^t what they meant, they sd, cut downe fences & he sd, where? they sd, faint Allings fence, & coming to it they sd, split them at one blow, else the marke of y^e axe would be seene, & Sam: fford sd he used to strike but one blow; & soe he did & they pulled it downe: & then Sam: fford tooke the axe from him & went over into y^e yorke-shire quarter & Jn^o Thomas into the other quarter, & he came along the lane. But he was asked why they did Jn^o Allings fence? He answeredrd because he used to medle & be busie with young men: he was remembred of his guile & falsenes in his examination, & of his giving in false testimony in Court for Sam: fford: he sd Sam: fford bid him say soe: He was alsoe wisht to speake the truth about cutting off the horse eare; whether he had not a hand in it or gave Counsell to doe? He answered That he never Counsellled any to it: He was told w^t was testified, & Eleazar Stint told him to his face in court & nominated the place where & when he stirred up him to doe it, but he persisted in his deniall of y^e same. The Court having heard & Considered the case in reference to Sam^l Tharpe as it refers to the publike, did by way of sentence declare: That he pay three pound as a fine to the plantation, & give in ten pound bond for his good behavior for y^e future while he remaynes in the towne. And whereas W^m Tharpe his father by his running away had forfeited his bond of ten pound y^e last Court, but leaveing himselfe to y^e mercy of y^e

Court, The Court now Confidered of the matter & findeing noe defect on his p^t, & haveing been at great Charge in regayning the delinquent & now p^resenting him to iustice, did onely order him to pay 20 shillings upon y^t account: W^m Tharpe entred into ten pound bond for the good behavio^r of his son according to order & ingaged y^e paym^t of the fine.

Eleazar Stint haveing been examined before y^e magistrates about his running away, Confessed y^t one great cause was, because he had cut off John Alling his horse eare, though he had formerly positively denied y^t he did it. He was therefore now ask^t w^t was the reason y^t he did it? He answered, y^t he had nothing against Jn^o Alling, But he being one night at Nath: Tharpes house there were Sam: fford, Jn^o Thomas, Daniell Thomas, & Sam: Tharpe, & Sam^l fford id he could afford to cut off Jn^o Allings horse tayle & eares, because he had brought them into trouble about the fence; & Jn^o Thomas answrd, That he thought it might be amiss foe to doe. Then Sam^l fford spake (he id) to him to doe it, but he at first denied it. Then they id that he would not be suspected, foe he told them then that he would doe it, & foe in y^e evening when he went to give his masters Cattle meate he tooke a knife with him & did it.

The Court told him of the greatnes of his evill & how he had denied it before the magistrate, & Therefore by way of sentence declared as it refers to y^e Publike That he pay three pound fine to y^e plantation & give in 10^{lb} bond for his good behavio^r for the future while he remaynes in y^e towne. This sentence John Winston his master & Tho: Beamont his father in law* ingaged to the Court to see performed.

THE COURT METT JANUARY 18th 1664:

Upon the Complaint of Jn^o Winston haveing had the warehousfe broke open the Last night where he had some Liquo^{rs} & he ap^rehended there was gone at least ten gallons, for he had gaged y^e Caske but a litle before & now againe; & he ap^rehended the indians had done it being seene foe late in y^e towne, & fundry of y^m drunke,

* Eleazer Stent was son of Eleazer Stent, and his mother was now wife of Thomas Beamont.

which upon examination was found to bee foe, & young Tom: by his owne Confelsion did fhake & pull open the Locke & there being wth him a Connecticutt indian which was now gone away & as he confet^t tooke fome Liquo^{rs}, but he faith that he was drunke before, y^t it was thought they let moft of the liquo^{rs} run on the ground, for he fd that Connecticutt indyans truck^t one deare & halfe wth Sam^{ll} Andrewes for 4 quarts of liquo^{rs} of which he made him drunke, But Sam^{ll} Andrewes being examined about it, denied it; The Court Confidering of the Cafe by way of fentence declared, That Tom the indyan pay fifty fhillings fine to y^e plantation for his drunkennes & breakeing open the warehouse, & that Maug & he enter into ten pound bond for his good behavio^r for y^e future, & was told y^t if he be found in the fame or [60] offences of the like nature, that they forfeitt their bond, & he be feverely punifhed; this they confented too & ingaged; they was told the greatnes of their evill in regard of the Englifh letting them live foe neare the towne to fhelter y^m from the mohaukes: Therefore they were now warned not to be in y^e towne after it be darke, & they fuddenly remove to the other fide. Jn^o Winston & y^m alfoe agreed, in reference to his dammage, y^t he fhould pay him three pound which he ingaged.

AT A COURT HELD AT NEWHAVEN FFEBRUARY 7th 1664:

Thomas Meekes doth pafs over to Abraham Dickerman about three acres of Land at the hither end of y^t Lott fometimes belonging to Cap^t: Turner, but now in y^e poffefion of Thomas Meekes, receiving it as part of his wives* portion, bounded with y^e necke Lane on the north weft, & Tho: Meekes on y^e north eaft, & a lott fometimes belonging to M^r Cheevers on the foutheaft, & coming to a point on the South weft.

Henry Glover p^rfented the Laft Will & Testament of W^m Rufsell deceafed. The Will was read & Jn^o Gibbs & Sarah Holt the witnefses tooke oath according to Law; it was approved as Legall & Henry Glover asked if he would accept of Adminiftration according to Will? He anfwrd yea, onely there was fome horfes prized in y^e inventory y^t had not been feen Lately, of which

* Thomas Mix had married a daughter of Capt. Nathaniel Turner.

he should give account of as they came to hand, & for administration was granted him accordingly.

An inventory also of y^e Estate of W^m Russell aforesd was presented, by Henry Glover, Administrator, attested upon oath to be a full & true inventory to the best of his knowledge, & by Richard Miles, & Jn^o Coop^r that the Apprizem^t was just to the best of y^r light the summe amounting too

Ellin Glover* declared to y^e Court y^t W^m Russell did Administer on his mothers estate onely for farre as the Estate would rise, & there being about forty pound in debts & Legacies to be pay^d in England for which there was noe allowance in reference to damage in y^t respect, she desired the Court would Consider of it; she was told y^t there was reason it should be Considered, but was Left to another time.

John Browne having been warned to this Court to answer for some disorders & sinfull actings (at y^e house of Matthias Hitchcock) pretending as if he had some art to raise y^e divell & acting accordingly: He being called, answered That he looked upon himselfe innocent in y^e case, But owned he was there at such a time: Then Eliakim Hitchcocke was called to speake w^t he knew in y^e case? He first declared y^t he was not a complainer, but a witness being sent for by the Court; & for testified as followeth: That John Browne came to their house one night late about midnight & called y^m up; he answered whoe was there? He said Jn^o Brown, you know mee well enough; for he bid his brother rise & let him in, & for he did, & came & ask^t his brother where he was, & he sd in bed; then he called him up & he did rise & for he told him y^t they was going to fairefield & ask^t him to goe wth them, he asked them where their vellsell was (for there was wth him Sam: Browne & Jn^o Thomas junio^r), he sd in y^e cove. Then Jn^o Browne sd to him, give him some vittayles for he was hungry, & for he did & wⁿ he had done, he going about y^e house sd I have something come into my mind to write, & sd, prethy helpe me to an inkerne & paper, & he asked him w^t he would doe wth it & ask^t him w^t it was he would write: he sd if he should tell him he would not know: for he tooke a light & fetch^t some & he went to

* There is some reason for supposing that Ellen, wife of Henry Glover, was a sister of Wm. Russell.

Russell's inventory in the Probate Records amounts to £142. 11. 1.

write, & then he ask^t him for a payre of compaisses & haveing y^m he made a round Circle, & made figures in it, such as he never saw the like, & then John Browne sd to him, will you see the divell rayfed? he sd to him, can you doe it? he answrd, doe you thinke he could not? then he sd, let us see; but he thought he could not by figures as you goe about to doe it, & then asked him w^t those figures was, & Jn^o Browne read them thus: the lords of the 12th house & 2^d house &c, things he did not understand, never heareing such things before, & then he sd to John Browne, he did not thinke he could doe it. John Browne answrd y^t by these & the stars he could, & soe he went out of doores & called him & told him y^e names of the stars & the planets [61] that he sd was in opposition, & sd the divell may be there, doe you not see him? & there was a place where hung a great deale of indian Corne & soe Jn^o Browne & he went into y^e house againe & threw y^e paper in the fire: he asked him why he did soe? let him have it, then he answered, That if he had not done soe, the divell would have come & tore the house downe./ This he testified upon oath.

Jn^o Browne being asked what he had to say to it? Answered, That he was innocent in y^e matter & knew nothing of it, but granted he was there, & y^t he had pen & inke & did Cipher but sd y^t the thing he charged him withall about rayfing y^e divell was false: Then Nathan^l Hitchcock was called to testify what he knew of y^e case, whoe sd That he being in y^e bed in the other roome heard Jn^o Browne call for a pen and inke & heard him say the Lords of the 2^d 3^d & 12th house, alsoe heard him say would you see the divell rayfed? & his brother sd, if you can, & he sd of w^t Coulo^r? & his brother sd Browne, alsoe he heard him call his brother out of doores, & alsoe y^t he sd y^t if he had not burnt y^e paper the divell would have come & tore downe y^e house; this he alsoe testified upon oath: There was alsoe a testimony given in writing under the hand of Jn^o Hitchcocke which was read & is as followeth; That Jn^o Browne commeing to their house about the middle of the night, after a litle space of time called for a pen & inke, & made a round Circle, & made figures in it, which he called the Lords of the tenth & y^e second & y^e third house; this being done he asked his brother if he would see the divell, & he ask^t him w^t Coulo^r he would have him come in? he replied Browne: Then Jn^o Brown answered, well; then he writes something more, then he went to the doore & called his brother out to

looke upon y^e ftars, then hee told him he was there in y^e ftars, then he comes in & burnt his paper & fd if he had not burnt y^e paper the divell would have come p^rfently.

This I will testify if called John Hitchcocke Etatis sue 15.

The Court understanding y^t Will^m Payne could speake something in y^e case, was called to speake whoe fd as followeth; That y^t which he knew was from John Brownes owne words, his sonne ffoft* heareing of this story at goodm. Merrimans farme told him of it & then he told goody Browne of it, & she her husband, & the next morning Jno Browne came to y^r house & first spake wth his son ffoft & then wth him, & this he fd, I would not have you thinke but that where there is smoake there is alsoe some fire, & that it rises not from nothing; true it is thus far I did doe, when I was at goodm. Hitchcocks, Eliakim spake to him & fd he heard there was some in y^r ship y^t could rayse the divell, & he fd to him, did he thinke it could not be done? then he fd, if thou canst, doe it; then he seeing a pen & inke tooke it, & writt some figures & after went out of doores & looked upon the 7 ftars & fd it was almost fourteen &c & further he fd, is not yonder he, & then came in & burnt the paper in y^e fire: Jn^o ffoft testified alsoe the same as his father:

Jn^o Browne answered that there was severall things they spoke which he did remember, but some things y^t was not foe, as about the divell he fd was spoken by others but not by him, &c. But he was told of the greatnes of his sin, y^t he should goe about thus to tempt god: He was ask^t if he admitted of the witnesses wth out oath. He desired they might be put upon oath; & foe Eliakim & Nathan^{ll} Hitchcock tooke oath to the testimony before written, & Jn^o Browne accepted of the testimony of W^m Payne & Jn^o ffoft wth out oath, & it was Left wth John Browne seriously to Consider of his evill & the Court went upon other busines, But after some Consideration Jn^o Browne came & desired liberty to speake to y^e Court, which being granted, fd That he desired to hono^r the testimony & acknowledge his evill, suspecting himselfe y^t he might speake more then he now remembers; he sees that it was a parcell of folly & madnes in him foe to doe; he desired y^e Court would be favorable to him; he hoped he should be more watchfull over himselfe, & wayes for y^e future. The Court told him they were glad to heare what he had fd, & they should

* John Frost married Mercy, daughter of William Payne.

Confider of it & give him an answ^r the next Court, he promiseing to attend it. But he sd y^t he was to goe to sea & knew not whether he should be at home; But he was told y^t if his busines called him forth to sea then y^t he acquaint the magistrate with it, & it should be Considered.

Widdow Hodgfkis* Plaintiffe in an action of flaunder & defamation against Zubah Lampson Defend^t: The Plaint: pleaded y^t she had reported y^t she Counselld her to steale linnen for her, & y^t she told her y^t she had stole goodwife Andrewes table Linnen.

The defendt sd y^t the thing was true & so she did: The plaint was ask^t where she had reported it? She answered to M^r Hodfson before she was examined by the magistrate; But it appeared y^t wⁿ she spake it was when she was [62] urged to tell w^t abetto^{rs} she had in her wickednes. The Plaintiffe denied all was sd by the defend^t as being greatly wronged by her:

The Court considering w^t was sd by both Plaint & defend^t, by way of sentence declared first unto y^e Plaint That they find the defend^t hath spoken as is mentioned yet they find not y^t she hath gone about to any persons to defame you, onely wⁿ she was urged to speake truth in y^e case, therefore they find for y^e Plaint the Charge of y^e action & admonished Zubah not to speake any more this way leaft she bring herselfe into further trouble, seeing goody Hodgfkis is cleared in Court.

John Clarke & Mary ffuller† haveing been complayned of for being together alone at an unseasonable time of night, & in an uncomely manner, in the house of goodm. Brockett which goodw: ffinch had hired, & haveing beene examined before y^e Magistrates & upon examination warned to attend this Court, they was now called; first Jn^o Clarke, whoe was told y^t he knew well for w^t he was warned to attend this Court, y^t is to answ^r for fundry disorders in goeing out of his Masters house at an unseasonable time of y^e night to y^e house y^t goodw: ffinch lives in, & there was found wth her daughter Mary ffuller alone in an uncomely manner, & y^t this he did after ferious warneing to y^e Contrary by his master; he was told of his p^rsumptuous obstinate denieing of it

* Elizabeth, widow of Samuel Hotchkiss.

† Mary, born 1651, daughter of Lancelot and Hannah (Marsh) Fuller; her mother was now wife of John Finch.

John Clark, son of John, born 1637.

before y^e magiftrate, though goodw: Brockett tooke y^m in y^e Act & lay^d her hand on them & fpake to y^m, & this fhee testified to his face, yet that he would with fuch boldnes deny it as that he could anfw^r it before god at y^e day of Judgem^t, &c. & y^t (as goodw: Tompfon testified) after Mary ffuller had told her the whole ftory of it the next morneing, how goody Brockett came in & tooke y^m together & w^t fhee fd to y^m wth feveral Circumftances: And yet after this at another time being examined, Confefsed y^t it was all true which goodwife Brocket had testified: he was therefore now asked, w^t he had to fay in y^e cafe? He anfwrd That being at goodm. Brocketts houfe at y^e beginning of y^e night, & Betty Thomas was there wth Mary ffuller, & wⁿ he went away he told her y^t he would come againe by & by, & Mary anfw^{rs} That fhe fhould be glad of his Company, & foe after their folks was in Bed he rofe againe & came to her & was wth her about two houres before goodw: Brockett came in, and Mary & he fate together; he had his armes over her fhoulders, and fhee Leaned upon him, &c. Then Mary ffuller was asked what fhe had to fay? She granted y^t w^t Jn^o Clarke fd was true, onely denied y^t fhe defired him to come. She was told the evill of her Carriage in her examination that notwithstanding all meanes ufed to bring her to an ingenuous confeffion of her evill, yet fhe would not, but wth guilefull & fubtill evafions put it off, though goodw: Brockett testified it to her face: They were both asked if they had any further to fay in y^e cafe? They both declared that they were forry for w^t they had done & hoped it fhould be a warneing to y^m, & that they fhould doe foe noe more & therefore defired the Court to be favorable to y^m.

The Court Confidering the Cafe proceeded to fentence, & firft ordered John Clarke for his feveral mifcarriages in this & y^t after fuch warning from his Mafter, & his foe p^rfumptuously denieing it againe & againe, That he be feverely Whip^t; & for Mary ffuller Confidering the infirmenes of her body, fhe onely to ftand by him while the fentence of the Court is inflicted on him, for her fhame, & foe was fharpely reprooved & feriously warned to Carry it better for the future.

M^r Ling defireing liberty to fpake fd That goodw: Jones* defired him to informe y^e Court that fhe was opp^refsed by the iron

* See below, p. 138.

workes & desired that they would appoint some persons to looke into y^e busines, & he sd further that his Coufin Micthlewaite was much wronged alsoe by it.

John Thomas, Sam^{ll} Cooke, Sam^{ll} Clark & Joseph jves were complayned of by Edward Preston for disorders in y^e meeting on y^e lords day; They were dismissed with a serious admonition & told that they should suspend y^e punishment they thought of in hopes of amendm^t, but if ever they were tooke in y^e like offence this would be remembered against y^m.

[63] Rob^t Pinion* being bound over to this Court to answer for some contemptuous speeches in reference to y^e Authority, of which there had been complaint made against him y^e last Court: he was now Called, & he making answer was told w^t was complained of against him, as that he had sd to goodw: Potter when he came from y^e examination at M^r Jones his house, That he told y^e magistrates, that he had as good be bitt with a mad dog as snap^t at by a company of fooles, with many other base speeches of the like tendencie, which y^e sd goodw: Potter testified in Court upon oath, but he denied y^t he spake anything reflecting contempt upon Authority. Then John Potter & Samuell Hemmingway were Called, whoe testified upon oath y^t he owned y^t he had sd to goodw: Potter That he had as good be bitt with a mad dog as snap^t by a company of fooles, wth some other contemptuous speeches in reference to Authority: Rob^t pinion was asked if he had anything further to say for himselfe? He sd That he desired to see his evill foe farre as he had spoken. He was asked w^t evill he did see? He sd in y^t passage y^t he sd he told y^e magistrates he had as good be bit by a mad dog as snap^t by a company of fooles.

The Court haveing heard & Considered y^e Case, by way of sentence declared (first minding him of his Carriage before y^e Magistrates at M^r Jones his house) That they consider him as a stranger & y^t it is y^e first time y^t he was brought in Publike, y^t though his evill deserved sharpe Corporall punishment, yet to make further prooffe of him they onely order y^t he sitt in y^e stockes today, y^e Courts pleasure, & alsoe another day of publicke meeting when ye Court shall appoint, & y^t he pay twenty shillings fine to the plantation.

* Robert, son of Nicholas Pinion.

Christopher Tod Plaintiff: } In an Action of y^e Cafe in refer-
 Cornelius Williams* Defend^t } ence to a bushell & halfe or two
 bushells of meale taken out of y^e bake house, there being a
 certain quantity betwixt them there: The Plaintiff. declared y^t he
 understands y^t Cornelius had such a quantity at his house & y^t
 he cannot give any good account where he had it. The defend^t
 desired him to make proove of it. The Plaintiff: pleaded y^t the
 defend^t had sd before y^e Magistrates y^t y^t meale at his house was
 some y^t he tooke y^t was betwixt goodm. Tod & hee, which if soe
 he apprehended was fraudulent dealing, having never acquainted
 him wth it; alsoe y^t at anoth^r time he sd he had it of goodm.
 Bradly, and another time y^t he had a bushell of Serj^t ffowler & a
 bushell of Hance Alners, which being enquired into was found
 false; & the Court told the defend^t y^e greatnes of his sin in such
 guilefull turnings, & soe proceeded to Sentence, which was this:
 That the Defend^t renders himslfe guilty of takeing y^e meale & y^t
 he may justly be Charged wth it & therefore y^t he pay in two
 bushell of meale to the stocke from whence it was taken, & y^t he
 pay 12^s to y^e plaintiff: for Court charges.

Goodwife Tompson† Plaintiff: } In an action of flaunder & defa-
 Hannah ffinch defend^t } mation. Edward Preston admitted
 Attornie for y^e Plaintiff: (upon her desire).

The Plaintiff: declared y^t y^e defend^t had flaundered & defamed
 her to goodman Rofs & his wife, & told them y^t she was such a
 liar, That if one should Rake hell & skim the divell they could not
 find such a one. The defend^t denied y^e Charge in those words &
 sd y^t she sd that they could not find a worse lie: Then y^e Plaintiff:
 desired y^t the witnesses might speake, whoe being called, they
 gave in their testimony upon oath; & ffirft goodw: Rofs,‡ being
 about the age of 28 yeares, testified That goodw: ffinch commeing
 to their house one time sd That goodw: Tompson had told a great
 many lies of her, & as she understood her sd That if one should
 rake hell & skim y^e divell they could not find such a liar. George
 Rofs about y^e age of 35 yeares testifieth y^t he commeing in, &
 heareing his wife & goodw: ffinch discourfing, he understood y^t
 it was about goodw: Tompson & he heard goodw: ffinch say y^t

* Cornelius Williams should be Williamson.

† Ellen (Harrison), wife of John Thompson.

‡ George Ross or Rose married in 1658 Constance Little (probably
 sister of Richard, of New Haven).

if one should rake hell they could not find such a liar, & she comeing yesterday againe to his house he asked her about the other passage, viz: skimming the divell which she owned alfoe y^t she fd it.

The defend^t was asked w^t she had to say in her owne defence, but she fell into other exclamations against goody Tompson in reference to y^e former busines about John Clarke & Mary fuller.

The Plaint: was asked w^t damages she pleaded? She answered That y^e Defend^t make onely an acknowledgem^t of her evill before the Court & pay court charges.

The defend^t fd That she freely acknowledged the wrong that shee had done her & was sorry for it.

The Court by way of sentence declared, That they find for the Plaintiffe ten shillings for dammages & Cost of Court.

[64] AT A GEN^l COURT HELD ATT NEWHAVEN FFEB: 8th 1664

Mr Jones acquainted the Towne, that y^e occasion of this meeting was in regard of some Intelligence that M^r Winthrop hath had from Coll. Nicholls which he hath received from Cap^t Manning* at ffort Albany about more then ordinary motions of Indians there, & which was observed is alfoe among our selves; A Coppy of which Lett^r & M^r Winthrops were now read to the Towne, & the Towne was told y^t it is good we should not be secure but that wee be found ready & fitt for our owne safety, & therefore that the great guns at y^e water side be lay^d up-as was ordered y^e last summer, & the small guns fix^t & kept in good order for service wth futable ammunition, & that those armes y^t not been viewed today be speedily viewed.

It was propounded that there wanted a Serj^t & a Corporall, W^m Rufsell being dead & Abraham dowlittle not attending the Corporall since he was Marshall; but after some debate it was left to further Consideracion & Abraham dowlittle desired to looke after y^e fquadran untill further order.

Sam^l Hemmingway propounded to y^e towne for ten acres of Land, lying betwixt his house & Solitary Cove, It was left to y^e townesmen.

* Captain John Manning, in command of the Fort at Albany, formerly a trader between New Haven and Manhattan.

Francis Browne desired Liberty of y^e Towne to buy a piece of land on y^e East side to sett a house upon for the Convenience of the ferry; some of Guilford & other places had spoken to him about it. It was answered That he might have a small piece for that use.

The Townesmen were ordered to get y^e Great guns from the waterfide as formerly.

Noe Particular Court in March,

AT A GEN^l COURT HELD AT NEWHAVEN, MARCH 10th 1664/5:

Mr Jones acquainted the towne, That y^e occasion of calling them together at this time was; That he had received a summons from Connecticutt, wherein was signified that there is a Gen^l Assembly to be held the 15th of this moneth, & y^t we had Liberty according to Charter to send our deputies not exceeding two, therefore he desired to know y^e mind of the towne whether they would send any or noe, & alsoe acquainted that y^e Committee had thought of a Certificate wth some Instructions y^t might be safe if any did goe; after much debate it was thought best to send, & soe proceeded to vote, wherein it appeared That Captⁿ John Nafh & John Cooper were Chosen, but Cap^t Nafh declared y^t he could not goe at this time as y^e case stood with him, & soe the L^t Thomas Munson was Chose as a third man to suply in his roome.

The Deacons propounded to the towne that they would come & make up their Reckonings in reference to y^e Church Treasurie.

John Hall, being a viewer of fences, propounded whether the infide fences of the homelotts next to the quarters were not to be kept up sufficient? It was answered That it was soe ordered long agoe.

Sam^l Whitehead propounded to y^e towne that they might have liberty for their herd in the Cowpasture as well as others. It was sd y^t if it came to that there must be a stinting of Cattle.

[65] AT A COURT HELD AT NEWHAVEN APRILL 4th 1665

Benjamin Ling Plaintiffe } In an Action of y^e Cafe in y^e behalfe
 John Cooper defendent } of Widdow Jones* & M^r Nathanⁿ
 Mithlewaite of London for dammage done in Land & high wayes
 & ffence by reason of their damme at the iron workes.

The Plaint: was asked for his Letter of Atturtrie but shewed none.

The Defend^t denied him selfe to be any agent for Cap^t Clarke when the fence was drowned or beate downe; after severall Allegations The Plaint: withdrewd his Action as not being p^rpared.

John Cooper Plaint: in y^e behalfe of Cap^t Clarke against Thomas Sewell Defend^t in an Action of Debt & Dammage, & for breakeing up of a dwelling house, & y^t on the Lords day, he desired the Court to Consider whether they could issue it.

The Court found it above their Cognifcance & soe Left it to further Consideration. & Committed the Defend^t to the marshall to be secured.

AT A GENⁿ COURT HELD AT N-HAVEN APRILL 11th 1665

M^r Jones acquainted the Towne That the occasion of this meeting was, That the Committee for y^e Mill had mett at his house the Last Lecture day at even, & had speech with W^m Bradly & Goodm: Tod about the Mill, & the Articles were read; somethings were objected by W^m Bradly but in debate matters were soe quallified that they yeilded to it, & y^e issue was that W^m Bradly & Christopher Tod were willing to take it together, onely it was Left to be propounded to the Towne for their Concurrence & approbation.

W^m Bradly desired to have liberty to speake about the writeing & the townes agreem^t wth him at first; But in his speech he gave great offence, which was witnessd against, & he afterward in publike voluntarily gave satisfaction for by owneing his evill.

The Towne haveing heard & Considered what M^r Jones had declared about W^m Bradly & Christopher Tod takeing the mill

* Joan, widow of John Jones, who died in 1657. He was probably a relative of William Jones, born in London in 1624, the son-in-law of Governor Eaton.

together, they proceeded to vote, That the Towne admitted W^m Bradly & Christopher Tod as Joint partners in the Mill according to y^e Articles read.

AT A GEN^l COURT HELD AT N-HAVEN APRILL 18th 1665.

M^r Jones acquainted the towne, That the occasion of this meeting was two things; one was that there was a new fummons come from Connecticutt, signifieing that there is to be a Gen^l Afsembly the 20th of this moneth, y^t being put by in March. The other bufiness was this, That there is come to our knowledge lately a matter that may be an occasion of much trouble to M^r Leete, & foe to all of us; viz: That M^r Rosfeter hath procured a fummons for M^r Leete to appeare at a Court to be held at Hartford the 3^d day of the weeke before their Court of Election, under the hand of John Alling Secret: It was partly the ground of M^r Leetes commeing to towne at this time to acquaint y^m as well as others; M^r Jones acquainted the Towne as well as he remembred with the bufiness of Rosfeter Decemb: 31. (63) upon which he grounded his action.* Now M^r Leete desired to know the mind of the towne whether they would stand by him in it or noe, or leave him to stand alone, for w^t he did in this he did as Governo^r of this Colony, & as Called by this people.

The matter was Largely debated, & M^r Leetes action Justified, & It was propounded y^t if any one had any thing against it they were desired to speake, but noe man objected against it.

Then it was propounded whether they would send deputies to this Gen^l Afsembly at Hartford? The generality of those y^t spake were for sending, but groweing Late & not agreeing about y^e persons to be sent, the former deputies declaring themselves not willing to goe, the bufiness was deferred till y^e next morneing, & then meeting together againe the Certificate p^rpared for the deputies with some [66] cheife Instructions were read, & M^r Jones further sd that he thought that the bufiness Concerning M^r Leete was necessary to be added in their Instructions, And foe the ffreemen were desired that they would pitch upon the persons whom they would send. And foe they proceeded to vote.

* See above, p. 72, and N. H. Records, ii, 513.

John Cooper and James Bishop were Chosen Deputies for the Gen^l Assembly to be held at Hartford Aprill 20th (65), But James Bishop declared himselfe as not capable to goe in regard of y^e fstate of his family, haveing noe body to take the Care of his Children* nor of his bufiness abroad, but it was answered that there would be Care taken for both.

AT A COURT HELD AT N-HAVEN APRILL 19th 1665: M^r Leete and M^r Crane called in to Afsift:—

John Cooper Plaint: In an action of debt & complaint against Thomas Sewell def: The Plaint: alledged That Thomas Sewell working at iron workes & not haveing made up his accounts: one Lords stay p'tending he was sicke stayed at home & then when people were gone to meeting he opened Cap^t Clarkes house (y^t he had hired) & tooke away fundry things & was gone before night, but not thinking he had been run away sent not after him till the 5^t day of y^t weeke & then hue & Cry was sent after him & Charges expended upon him, but Could not be taken till now; he desired therefore justice of y^e Court. The debt, the Plaint: fd is 9^{lb}: 13^s as the booke would make appeare. The defend^t desired to see the account but the booke was not ther[e].

The Plaint: was told y^t he should have proved the debt & shewed the booke. But for the Complaint about breaking into y^e house on the Lords day & takeing out of things, The Defend^t was asked whether guilty or not guilty? He answrd, That he opened the Leane too doore wth a knife & then went out at the window that he might Leave the doore shutt & soe tooke a payre of Breeches & shirt & 36^s in silver: The Breeches & shirt was John Butlers & the silver was goodm Shepherds; the Breeches & shirt was judged to be worth 26^s, against which the fd Sewell did not object; he was ask^t wⁿ he did this? He fd it was on the Lords day. He was ask^t w^t satisfaction he could make? He answrd that he had Carried it soe badly, y^t he thought noe body would trust him.

He was told the greatnes of his evill, wth the haynous aggravation of it that it was done on the Lords day, &c. Therefore the

* James Bishop's wife had died in November, 1664.

sentence of the Court was that Thomas Sewell be feverly whip^t the next Lecture day, & y^t he pay double dammagcs for what he stole except they see cause to moderate it, from whom he stole it; Leaving him in security to make up his accounts with John Cooper.

AT A GEN^{ll} COURT HELD AT N-HAVEN MAY 1st 1665:

Mr Jones acquainted the towne that this was the usuall time for Choofing of new townes-men, & viewers of fences.

Nicholas Elfie upon his desire had liberty to depart the Co^{rt} to goe to Branford.

The Townes-men gave in the names of those whom they judged fit for viewers of fences for y^e severall quarters, which being read was confirmed by the towne; their names are as followeth: Mr Jones his quart^r, W^m Payne, Ephraim Pennington; Jn^o Coop^{rs} quart^r, James Rufsell & Jn^o Gilbert; Jn^o Gibbs his quart^r, Mr Tuttle & Thomas Powell, Abraham dowlittle & Jn^o Benham; Subburbs quart^r, Ifaack Beacher & Philip Leeke; y^e Mill quart^r, Jonathan Tuttle & Jeremiah Hull: y^e plaine field, Jn^o punderfon & Jn^o Hall: The 40 acre piece, Jn^o Winston and Edward Perkins:

Roger Alling, Henry Rutherford, John Cooper, Jn^o Gibbs, Jn^o Winston and John Herriman Chose Townesmen.

Philip Leeke propounded about some Land in the oyfter shell field that is his owne propriety y^t some neighbours make a Cart way over it & the towne a foote way; he desired it might be Considered. It was referred to the Townesmen.

It was propounded about the indians planting in the quarters for this yeare, being they had depended upon it; The generality declared themselves willing for this yeare onely that it be signified to y^m that they worke not on the sabbath Day while they sit downe with us.

[67] Mr Jones acquainted the towne That it was agreed that y^e necke should be fenced for an oxe pasture; therefore he desired that one of a quarter might be appointed to meete and issue it: foe John Cooper, Jn^o Gibs, Deacon Miles, Roger Alling, Sam^{ll} Whitehead, Thomas Kemberly senio^r, Christopher Tod, Mr Tuttle & James Heaton.

These upon warning from M^r Jones or M^r Gilbert to meete about the necke.

The Marshall acquainted the Towne that he had received a summons from the Secretary of Connecticutt to call y^e ffreemen together to Choofe one or two of their ablest freemen for deputies to Afsift in the Election & Gen^l Afsembly to be held at Hartford May 11th (65), & foe they proceeded to vote, and Cap^t John Nash, and James Bishop were Chosen Deputies for y^t Gen^l Afsembly.

The Towne was acquainted y^t Connecticutt expects we should beare our parts of y^e Charges of the Pattent. It was debated & Concluded; That they judge it not righteous nor reasonable that we should beare Patent Charges.

AT A GEN^l COURT HELD AT NEWHAVEN MAY 22th 1665:

M^r Jones acquainted the towne wth the occasion, as supposing they would expect an account of the Tranfactions of matters at Connecticutt the Last Election & Gen^l Afsembly; Cap^t Nash declared in Breife w^t was done there, And the Orders of the Gen^l Afsembly were read to y^e Towne.

Vote That M^r Jones shall have power to call y^e towne together, upon towne occasions, and to be Moderator in y^e Towne meetings.

James Bishop was by Vote desired to Continue his place of Secretary untill further order.

The fix Townesmen Chose the last Towne meeting were now Confirmed for this yeare by Vote of the towne.

The Deacons & Townesmen appointed for y^e new feating of people in the meeting house.

AT A GEN^l COURT HELD AT NEWHAVEN JULY 4th 1665

M^r Jones acquainted the Towne wth the occasion of the meeting, & That was that there is two writings come from Connecticutt, one of them to give notice that there is a Generall Afsembly to be held at Hartford the next fift day upon some speciall occasion, but y^e particulars not mentioned: The other is an order to y^e

military officers from Newhaven to SayBrooke. They were both read, & first concerneing military affayres; And y^e Cap^t. gave notice to y^e towne y^t the watches be carefully attended & the squadrons on y^e lords dayes better then he had understood they had been of Late, assfureing y^m that if Complaint were made, those y^t were found faulty would find it heavier then they thought for.

It was propounded about apointing a Committee for our owne p^rfervation and the improvem^t of our ammunition for our safety, & after debate The military officers by Vote were appointed to order the military affayres about Watches & other things of that tendencie, defireing the helpe of M^r Jones, M^r Gilbert & the townesmen when they see cause.

Then the other writeing was Considered, about defireing M^r Jones and the Deputies attending the Gen^l Assembly. It was largely debated and after by Vote Concluded for the Deputies formerly Chosen to goe up, But Cap^t Nafh declareing himselfe not capable to goe, John Cooper being the third man was Chosen to goe in his roome.

The answ^r of y^e towne to M^r Jn^o Allyn & M^r Sam^l Shearman June. 7th. was now againe read to y^e towne, & intimated to them y^t if they had ripened their thoughts & were ready to give them a further answ^r, there was now a Gen^l Assembly to which they might send it; but in y^e issue nothing was Concluded upon that account, but onely some Verball instructions left with y^e deputies to be propofed to y^e sd Assembly.

[68] ATT A GENERALL COURT HELD FOR NEW HAVEN THE
25th OF JULY 1665:

The orders of y^e Gen^l Assembly held at Hartford July 6^t '65: were now read to y^e towne.

There being some question by some whether the Late Townesmen were Chosen according to order? It came to a new Consideration, & first by Vote Concluded to have 7 townesmen, & then afterwards the Votes being given in for y^e persons, It appeared, That M^r Henry Rutherford, John Gibbs, Roger Alling, Jn^o Cooper, Jn^o Herriman, Jn^o Winton & M^r Benjamin Ling were Chosen Townesmen for this yeare.

Thomas Kemberly fenio^r & Jeremiah Osborne were Chosen Conftables for this yeare enfueing & tooke oath.

Will^m Tharpe appointed to keepe y^e pound & to fee order attended about it.

Abraham Dowlittle Chosen ferj^t for the trayne band.

Abraham Dickerman Chosen Corporall.

The ffarmers of Southend were defired & appointed to doe their beft endeavo^{rs} for the difcovery any Danger of any enemy by fea & give notice of it to the Towne with y^e firft Conveniency, according to order of y^e Gen^l Afsembly now read.

The Towne Confidering of many complaints & diforders fince our Late joineing wth Connecticutt about ffences & dammage in Corne field & other inconveniencies arifeing thereby, did now Confirme & Eftablifh all former orders about Corne fields, fences & Cattle of all forts, as alfoe all other orders y^t have been made for towne occafions, and in Cafe of the Breach of any of y^m the penalty to be required by the Conftable, And further that the quarters may be fecured wth fufficient fence for y^e p^rervation of Corne they doe order that the law of felect men in reference to viewers, fences & requireing of fines, y^t upon complaint to y^m by y^e viewers of perfons denieing paym^t for defects, y^e fd Townesmen fhall have power by vertue of this order to grant warrant to y^e Conftable to take y^e fines by diftreffs according to law, which fines fhall be given in to y^e towne Treafurer.

Mr W^m Jones, Mr Mathew Gilbert, Cap^t: John Nafh & James Bifhop upon the earneft defire of the ffreemen & inhabitants of y^e towne did accept of their places to which they were Chosen by the Gen^l Afsembly, & tooke their feverall oathes according to y^e tearmes of o^r fubmiffion, onely Cap^t Nafh declared y^t he fhould onely accept of it till the Gen^l Afsembly in october next when the towne might be otherwife provided for:

ATT A GEN^l COURT HELD FOR NEW HAVEN. AUGUST 14th 1665:

Mr Jones acquainted the towne wth y^e occafion of the meeting, as firft y^t he had received a Coppy of the lawes of y^e Colony of Connecticutt which was neceffary to be publifhed y^t men might know y^m, which accordingly was read.

2. That y^e towne would Confider of fettling Courts of judicature, according to our liberty & power from y^e Gen^l Aſſembly in May laſt, & upon debate It was ordered y^t there ſhould be a monethly Court as formerly (if occaſion require) upon y^e firſt 3^d day of y^e weeke in every month, for the tryall of all Cafes y^t may be tryed by this Court wth out jury, onely in october, December, March & June there ſhalbe juries if any cafes require it. It is alſoe ordered y^t 3^s: 4^d ſhalbe pay^d for every action entred in theſe Courts, beſides the juries fees wⁿ a jury is called.

[69] It is ordered y^t in every Action betweene party & party the defend^t ſhall have three dayes warning, except the parties agree otherwiſe.

Ordered that one roome of the priſon at leaſt be made ſafe for priſoners. This left to y^e Townesmen to ſee it done & to p^rſe as they ſhall find Cauſe.

Ordered y^t there be a Collection of the Towne orders y^t are now in force into a booke by y^m. ſelves, & y^e Charge defrayed by y^e Treafurer.

Ordered y^t for late comeing to & diſorderly departing from Towne-meetings there ſhalbe 12^d pay^d by y^e party tranſgreſſing, And for totall abſence two ſhillings ſix pence.

Ordered y^t any that ſhall ſcare a horſe or horſes when any are rideing on them, to pay y^e ſame penalty as for running of horſes in y^e towne.

Ordered That y^e townesmen or any two of y^m ſee after mending of the high wayes according to Law.

John Herriman propounded to y^e towne y^t they would thinke of ſome other to keepe ordinary, for he found himſelfe & wife very unfit for that imployment:* It was left to further Conſideration.

Henry Glover Chofen Treafurer for y^e towne, for this yeare.

James Biſhop upon his deſire was freed from y^e place of a Serj^t, And John Winſton Chofen Serj^t to y^e Company in his ſtead.

Sam^l Whitehead & John Winſton Chofen for ſealing Corne meaſures.

M^r Rotherford & M^r Ling Chofen to ſeale meeteyards & Liquid meaſures as quarts & pints &c.

* See N. H. Records, iii, 292.

The Townesmen were appointed to agree with the schoole-maſter for this yeare enfueing:

The Townesmen were appointed to ſpeake to L^t Tho: Munſon, W^m Andrewes & Thomas Morris to view what is neceſſary to be done to the meeting houſe, both floore & rooffe, & make report to the towne the next towne meeting:

M^r Jones was deſired by the Towne to write to Capt: Clarke* about thoſe diſorderly perſons that were at iron-workes: And upon Conſideration of ſoe much trouble y^t ariſes to y^e towne by meanes of diſorderly perſons comeing thither, The Towne did ſee cauſe to order as ſolloweth, That the Maſter, Clarke, or overſeer or other officers of y^e ſd workes y^t now are or hereafter ſhalbe, ſhall not admit, receive or Entertaine for ſhorter or longer time any perſon or perſons, into y^e ſervice of, or any imploym^t in, or about y^e ſd workes, before a Certificate or Certificates from ſome perſons of knowne reputation, & good Judgem^t of his or their Civill life, & blameles Converſation, be firſt p^rſented to y^e Authority of this plantation, & they ſee cauſe to give allowance y^t ſuch perſon or perſons ſhalbe ſoe received into y^e imploym^t of y^e ſd Ironworks, upon y^e penalty of forty ſhillings for every perſon admitted Contrary to this order, to be paid to y^e plantation Treafurer by the ſd Clarke, Maſter, or overſeer of y^e workes; or the ſd perſon without ſuch publike Allowance received, be diſmiſt from y^e ſd Workes & ſent backe in ſuch time as the ſd Authority ſhall appoint. And it is further agreed & ordered y^t ſuch maſter, Clark, or other officer give bond to y^e ſecretary of y^e Court y^t ſuch perſon or perſons ſoe received to y^e ſd workes according to y^e true meaneing of this order, that y^e plantation be not burdened or Charged with him or them, or elſe not to continue in this plantation upon y^e penalty of forty ſhillings for every moneth, he, or they ſoe Continue Contrary to this order.

AT A MEETING OF Y^e CO^r^t AUGUST 17th 1665

M^r W^m Gibbs, mate of y^e ſhip, of which M^r Stephen Goodyear was merchant,† being Charged with tradeing of Liquo^{rs} with y^e

* Captain Thomas Clarke, maſter of the iron-works at Eaſt Haven.

† Merchant=Supercargo.

indians, whereby fundry were drunke & one wounded, he being examined, at first denied it, but afterwards things appeareing foe evident he owned y^t he did trade two quarts, for which he was fined five pound according to y^e law, & 10^s for his falsenes, but upon y^e importunity of M^r Goodyeare pleading y^t he was a stranger &c the 10^s was abated & y^e fd M^r Goodyear engaged to fee y^e 5^{lb} paid.

[70] ATT A SPECIALL PARTICULAR COURT HELD ATT NEWHAVEN
THE 22th OF AUGUST. 1665 :

Thomas Smith & Elifabeth his Wife were Called to anfw^r the Complaint of M^r John Davenport junior about taking up a scarfe of M^{rs} Davenports & Concealeing of it, &c. George Pardee Admitted Atturinie for M^r Davenport whoe declared, That M^r John Davenport & his Wife being one time goeing to Branford loft a scarfe, & misfing of it the next morning sent one backe to looke for it but found it not, & as he understands meeting wth y^e fd Thomas Smith asked him if he did not find it. But hee denied it, & hath kept it fraudulently after knowledge whofe it was, and alsoe altered the property of it by Cutting of it in pieces: M^r Davenport fd the scarfe cost 23^s & he was hereby forced to buy another.

Thomas Smith anfwrd, That for y^e scarfe he did find it & gave it to his Wife, but there was none ever enquired of him about it, but as soone as he heard whofe it was he detayned it not, but went to M^r Pearfons* & preferred any satisfaction. He was asked why he did not cry it according to law? He Confest that was his fin for he should have published it, And for his Wife it seemes shee did know of it & whofe it was, but concealed it & never told him of it, as her selfe alsoe Confest. She was told the evill of her Carriage, & that above her husband, & that it was to such a family to whom she stood foe much ingaged :

The Court Considering of y^e Cafe as p^rented by way of sentence declared, That the fd Thomas Smith pay 35^s to M^r Davenport for y^e scarfe, Charges & dammages, And y^t he pay 20^s as a fine to y^e publike :

* Abraham Pierson, minister of Branford, whose daughter was the wife of John Davenport, Jr.

Giles Blach, fervant to Patrick Morran, Complayned of by his Maſter, & accuſed, for imbeizleing his goods & y^t upon y^e lords day; Hee was aſked what he had to ſay for himſelfe in y^e caſe? He anſwrd That he being Left at home on the lords day, Rob^t Pinion being left wth the Coale came home to breakfaſt & fell a telling how he could open his Maſters Cellar doore wth the point of his knife, & went downe ſtayres & ſtood pecking but could not; then he ſd he could another way, & ſoe he tooke a ſticke & broke in y^e midſt, & broke off two lathes, & put in y^e ſticke double & opened y^e locke, & then tooke a long-necked bottle & filled it wth Rumme, & then ſd he would Carry it to his Brother Thomas his houſe & ſd it may be they had fugar. But commeing to his Mothers they had none, ſoe he deſired his ſiſter Maryes & his Mothers key, & ſoe Rob^t & he came to his Maſters Chamber & tryed firſt Maries key but y^t would not open y^e doore, then he tryed his Mothers key & y^t did open it, & his ſiſter Mary haveing given y^m a ſmall Baſkett to bring ſome fugar in, & ſoe they tooke ſome fugar & went to his Brother Thomas his roome & there burnt it & drunke it, y^t is y^e ſd Rumme; Then in the after-noone Thomas & Rob^t came together, & Thomas brought a jug of three pints, & ſoe Rob^t opened y^e Cellar doore againe & filled it wth Rumme & then went into his maſters Chamber, & Rob^t tooke his maſters acco^t booke in his hand, but he bid him lay it downe, ſoe y^e ſd Giles faith y^t he went downe to ſhut y^e houſe doore leaſt any ſhould come & ſee y^m, & then came up againe & ſaw y^e ſd Rob^t & Thomas open his maſters Cheſt & tooke a payre of woſted ſtockings & a pound or pound & halfe of gunpowder, & ſome holland, & Ribband & mancheſter binding, & filled y^e baſket with fugar, & ſoe went away, &c. Patrick Morran was aſked w^t dammages he pleaded? He answered y^t he could not tell for his acco^t booke was gone beſides other things, y^t he could not tell w^t damage might ariſe for want of his booke if it were not found; Giles was aſked if he Could not ſay anything further about y^e Booke? He ſd noe: He was told y^t he was a very wicked Boy: Then Rob^t Pinion was Called & Anſwrd That he knew nothing of y^t w^{ch} Giles Charged him with. And M^r Benjamin Ling declared himſelfe Atturrie for the Countrey againſt y^e ſd Rob^t & accuſed him wth many Crimes as followeth:—as firſt ſuſpicion of pilfering & theft, 2. breach of ſabbath, 3. lieing & flaundering the Authority & people here, [71] 4. Laſcivious &

Corrupt speeches & Carriages: 5. Threatening the lives of some against y^e peace of his maj^{ties} good subjects in this plantation & of y^e governm^t of this jurisdiction &c. As for y^e first Charge of suspicion of pilfering & theft, there were divers things circumstantiall y^t renders y^e sd Rob^t Pinion grossly suspicious, besides y^e Confession of y^e sd Giles Blach, as first it was fully testified y^t y^e lathes at the Cellar doore were broken wth other circumstances of milke being spilt y^t stood in y^e way, alsoe y^t he offered Lique^{rs} to an indian for wampon y^t sabbath att Evening, Confest by himselfe, which he could give noe satisfieing account where he had it, Alsoe y^t y^e key before menconed was found by the Constable to open y^t Chamber doore. Alsoe y^t there was found fugar scattered upon y^e table in y^e lower roome wⁿ those of y^e family came home from y^e meeting, though they had used none themselves before they went y^t morning. Alsoe y^t he had but lately threatened the burneing of y^e booke & y^t Patricke Morran (besides y^e Confession of y^e sd Giles) tendred his oath y^t y^e booke on y^e evening before the sabbath was in y^e Chamber, but searching for y^m y^e 2^d day morneing one booke was gone & his Ledger Booke was torne fundry Leaves of y^e acco^{ts} of y^e Pinions & none else, as appeared the booke being produced.

2. for y^e Breach of sabbath it was evident by his owne Confession, as first That he went into y^e house of Jn^o Rose wⁿ they were at meeting, after they had warned him against it, & that wⁿ the Children would not let him in he crept in at y^e window on y^e same sabbath & as was testified would have had his sister and y^e lesfer girle have gone away y^t he might staid alone wth y^e elder daughter. Alsoe the unsatisfieing account he gave of his spending his time y^e sabbath wherein all this mischeife was done, & his too frequent absenting from y^e ordinances, whereby the neighbors were afraid to leave their houses without some at home, as was fd by some of y^m.

And 3^{dly}, for his lying & flandering y^e Authoritie & people of of this place wth his Lascivious & Corrupt speeches & Carriages, Joshua Bradly & his wife & sister were called to testify w^t they could say in y^e case, whoe testified as followeth: first, That Rob^t Pinion said at their house that y^e court would not suffer him to speake for himselfe, & 2^{dly} That he would have had M^r Jones before M^r Winthrop, onely he was not come home, & That he intended to doe it; & 3^{dly} That the sd Rob^t fd that the divell was

coming with a freight of people, & overthrew them here & he thought he left them here; this he granted y^e substance of it. And for his Corrupt speeches They all testified y^t he spake many things of makeing mayds loveing of him & kissing him in y^e stockes, & y^t he sd to his sifter y^t if had but halfe an houres speech wth her he could make her come to him (if he were in the stockes) & kisse him, to which she sd, doe you goe & fit in y^e stockes & see if I will come to you: W^m Andrewes alsoe testified, y^t his speeches hath been very bad & Corrupt: Mathew Moulthrop alsoe testified the same of his Carriages to be Corrupting: Rob^t Pinion answrd, That when he had such speeches there was noe Authority nor Law here, but he was told there was y^e same law & y^e same Authority onely they had not tooke oath.

Lastly for his Threatning speeches, Henry Morrill & his wife were Called to testify, whoe sd, That Rob^t Pinion being at their house & speakeing bad speeches of those y^t should punish him he vowed to be y^e death of y^m y^t punished him though it was seven yeares hence. And goodw: Morrill sd that there was two he sd he would be avenged of, this the sd Rob^t graunted & accepted of their testimony wthout oath: He was asked if he had anything to say further for himselfe, To which he answrd, That for y^t which Joshua Bradley & his wife & sifter testifies he Confesses he had been apt to speake very vilely in those things, & for his threatning speeches, he spake them in his wrath, Hee was told seriously of his evill & w^t a sad acco^t he had to give to god for y^e same:

The Court haveing Considered the Case both Concerning Giles Blach & y^e sd Rob^t Pinion proceeded to Sentence as followeth; And first for y^e sd Rob^t, As to y^e matter of theft wherewth he is Charged by y^e sd Giles to be an acter wth him, The Court Considering both his owne Confession that he threatned to burne the Bookes, & y^t he was in y^e house y^t day [72] one booke was taken away or stolen, & the other torne, wth fundry other evinceing Circumstances, & y^t he can give noe good acco^t of himselfe y^t day nor about y^e Liquo^{rs} he tendred to an indian squaw for wampom, the Court Cannot but thinke y^t he is guilty in this matter; But in regard y^t dammages are not charged as well as matter of fact, the Court left him under y^t suspicion to be prosecuted upon y^e whole matter by the party Concerned when & where he shall see good, he alledging y^e dammage to be above y^e

Cognifcence of this Court; & therefore fhall proceed to fentence upon the Confideration they have had of y^e other Crimes: as Breach of fabbath; frequent lieing & bold flandering of y^e Authoritie & people of this place; Lafsivious & Corrupting fpeeches & Carriages; And for his threatning y^e lives of fuch as fhould punifh him which y^e Court knowes not whoe he fhould meane but thofe whoe are in Authority & officers under y^m, which is a matter of a very high nature & againft y^e kings peace: Therefore The Court Confidering thefe Crimes to be very finfull, fcandalous & offensive & againft y^e peace, doe fentence Rob^t Pinion to be feverely whipt, for a future warneing & terror to himfelfe & others againft fuch mifcarriages; And feeing he hath threatned the lives of his Maj^{ties} good fubjects The Court orders y^t he give his owne bond wth fufficient fecurity to be made to this Court in y^e fumme of one hundred pounds for his good behavior & to hold & keepe y^e kings peace towards all & every his good fubjects wth out damage doing by himfelfe or any other by his procurem^t or abetm^t to y^e bodies or goods of any of them, & he to ftand under y^e fd Bond untill y^e fd Co^{rt} or y^e fuperio^r power of this jurifdiccion fhall fee Caufe to releafe it, and to pay 20^s fine for Charges: And to bee Committed in y^e meane time untill this fentence of Court be attended. And feeing y^t upon examinacon of y^e fd Rob^t it apeares by his owne Confefion y^t he hath traded halfe a pint of Liquo^{rs} to an indian, the Court orders y^t he pay forty fhillings according to y^e Law in y^t cafe.

And for Giles Blach The Court Confidering his mifcarriages as a Treacherous & unfaithfull fervant, ftealeing & embezling his mafters goods, &c, doe order y^t he be feverely whipt & pay 10^s for charges.

Thomas Pinion & Mary Pinion being Called, Their father answered y^t they was ficke & y^t his wife ftayed wth y^m & y^t was the caufe they could not come.

Ruth Moore was Called to give acco^t why fhe ftayed at home on y^e lords day? fhee answered That fhee had watched all y^e weeke wth them that was ficke & foe was not fitt to goe to meeting; She was told of her flightnes upon thofe accounts, & warned to attend better for y^e future.

Pumpamufet an indian being complayned of, & found guilty of drunkennes was fined 10^s &; Naufulp ingaged to fee it paid.

AT A GENERALL COURT HELD FOR NEW HAVEN SEPTEMB: 14th 1665.

Mr Jones acquainted y^e towne that one occasion of y^e meeting was to know of the ffreemen whether they will take y^e freemans oath, seeing there was some kind of promise of returneing an answ^r, y^t they come not downe to loofe their labour as formerly: The ffreemen tooke the matter into serious Consideration & after some time brought this answer: That the generality of y^m inclined to take oath according to y^e tearmes of o^r submission:

Capt Jn^o Nash, Henry Rotherford, John Cooper & Roger Alling were Chosen Lifters for the Estates of men according to Law.

It was propounded for one to warne towne meetings for the ease of the Conftables; It was Left to the townes-men.

[73] Thomas Trowbridge propounded unto the Towne to have liberty to build a warehouse, on the Banke side before his house.* After Debate It was by vote graunted him provided y^t he doe not prejudice the high waye.

AT A COURT HELD AT NEW HAVEN OCTOB: 3^d 1665:

The jury

L^t Tho: Munfon

Mr Henry Rotherford

John Gibbs

John Cooper fenior

W^m Andrewes

Henry Glover

The jury were acquainted with what was their proper worke in Cafes p^resented, & they all tooke oath; And L^t Tho: Munfon apointed foreman of the jury.

Jonathan Lampfon Plaintiffe

Cornelius Williamfon Defendant

In an action of flander & Defamation to y^e Value of twenty pounds: The Plaint: Declared, That Cornelius hath reported, That Benjamin Bunill sd, that Jonathan Lampfon Lay wth an indian squaw, & that Jn^o Thomas junio^r saw it: The Defend^t answered y^t he could not have his witnesses, some were sicke & others were out of y^e towne, & desired y^t y^e Plaint: might prove w^t he declared:

The Plaint: produced his testimonies: And first, The Wife of John Thomas fenior testified That Cornelius Williamfon sd at

* Mr. Trowbridge's lot on the East side of Meadow Street ran to State Street below George.

their house That Benjamin Bunnill had told Jonathan Lampson that he Lay wth an indian squaw & that John Thomas junio^r see it, and she told Jonathan of it & y^t it Concerned him to looke to it.

Roger Alling testified y^t Cornelius W^mson, the 5th day of y^e last weeke sd, that there was some difference between Benjamin Bunnill & Jonathan Lampson about a gun, & Benjamin Bunnill told Jonathan Lampson, that he Lay wth an indian squaw & Jn^o Thomas junio^r saw it:

John Alling testified y^e same onely faith y^t upon a question put if he could make it out he sd Jn^o Thomas saw it.

Mary Browne was called to speake in the Cafe, whoe testified That Jn^o Gold, Jn^o Thomas junio^r, & Jonathan Lampson being at their house, she sd to y^e sd Jonathan Lampson y^t there was falling out on their side y^e towne, then Jonathan answrd That Benjamin Bunnill was y^e basest ffellow, & hath sd y^t he knockt an Indian squaw & that Jn^o Thomas would say it, but Mary Browne replied y^t shee understood it worse: I, faith Jonathan Lampson, Benjamin Bunnill is y^e basest ffellow, & turnes it another way; then she told him y^t it was a base disgrace to him; if she was as he, she would have him to y^e Co^{rt}; soe sd alsoe Jn^o Gold; I, sd Jonathan, if it went further abroad soe he would: Jn^o Gold being Called testified the same in substance with goodw: Browne & was accepted wth out oath:.

Benjamin Bunnill was Called to speake w^t he knew in y^e Cafe, And declared that he knew noe such thing of Jonathan as was Charged nor ever sd soe; he had heard y^t Cornelius had sd soe, both of him & Jonathan. The Plaint & Defend^t haveing noe more to say The jury haveing Considered of y^e Cafe brought this as their Verdict: That they find for y^e Plaintiffe twenty shillings & Cofts of Court: And the Court ordered Judgem^t to be Entred accordingly.

Will^m Trowbridge Atturrie for Edward Worster of Paugasct, made complaint unto y^e Court against Cornelius Williamson for takeing away a payre of gloves from y^e house of y^e sd Worster in a ffellinious way: Cornelius Answered y^t he being at the house of the sd worster at worke, & haveing a bag there, when he came home, and opening his bag he found y^e gloves in his bag, but how they came in he knew not; but upon examinacon there appeared not truth in w^t he sd; he was ask^t why he did not enquire of

goodman worfter about y^m, but he could give noe fatiffieing anfw^r; foe the Court proceeded to fentence That y^e fd Cornelius W^mfon pay treble dammages to Edward Worfter according to y^e law, & twenty fhillings fine to y^e treafurie.

[74] Wingle Jn^ofon being Complained of, by the Clarke of the trayne-band for abfence one day & Late Commeing another, The Co^rt heareing w^t y^e fd Jn^ofon had to fay by way of excufe did pafse it by onely with a fine of 2^s: 6^d:

The Court agreed that Abraham Dowlittle, Marfhall, fhould have 20^s pay^d him out of y^e Treafury, above his fallary for his Extraordinary trouble the Laft yeare.

David Atwater defired y^t a writeing (as a deed of fale from his brother Jofhua Atwater) might be Recorded; It was graunted him, he paying for the fame; which is as ffolloweth, viz:

Know all Whom it may Concerne that I Jofua Atwater of Bofton in New England, mercer, doe fell, alienate & pafs over, all my houfe & Lands in Newhaven with all the appurtenances thereunto belonging, being in the poffeffion of my brother David Atwater, to be to him my fd Brother David Atwater & his heires for ever, And doe by thefe p^rfents for myfelfe, my heires, Executors and Adminiftrato^{rs}, wholly renounce & difclaime all my right & intereft in y^e fame and doe promife to graunt & make any further writeing or evidence which by Law fhallbe judged neceffary for further Confirmation of y^e fame (onely at y^e proper Coft of my fd Brother Atwater) In witnes whereof I the fd Jofua Atwater have hereunto fett my hand & feale, Dated the nineteenth day of y^e fourth moneth (called June) in y^e yeare one Thoufand fix hundred fixty & five.

Witnes hereunto

Jofua Atwater feale

W^m Jones

James Bifhop

This a true Record of y^e originall, examined

P^r me James Bifhop, *Secretary*

AT A GEN^{ll} COURT HELD FOR NEW HAVEN OCTOBER. 9th 1665:.

Mr Jones acquainted the Towne wth y^e occasion of y^e meeting, & one was to Choofe deputies for y^e Gen^{ll} Afsembly to be held at

Hartford the 12th of this moneth: The ffreemen proceeded to vote, & the votes being given in it appeared that W^m Andrewes & Jn^o Cooper were Chofen But there being not fuch fatiffaction in y^e Choife as was defired, the ffreemen mett together againe at even (by order from M^r Jones) & proceeded to new Choife, wherein it appeared that John Cooper & James Bifhop were Chofen deputies for this Gen^l Afsembly & L^t Tho: Munfon y^e 3^d man.

It was propounded y^t they would nominate one or two for Commiffion^r in y^e ftead of Capt. Nafh to be p^rfented to y^e Gen^l Afsembly for Election, the fd Capt: haveing declared himfelfe y^t he fhould not hold y^e place any longer: M^r Jn^o Davenport junio^r & one of y^e Deputies were voted to be p^rfented to y^e Gen^l Afsembly.

Jn^o Jackfon* upon y^e former grounds was yet freed from trayning.

John Hall fenio^r declareing himfelfe to be above fixty yeares of age & thereupon defired to be freed from trayneing, which was graunted him, provided that y^e Law now doe allow it.

It was propounded about a company to Carry their armes on y^e lordes dayes and other dayes of publike worfhip to y^e meeting: It was left to the military officers to Confider of it & order it.

Ordered, that, for the defrayeing of the necefsary Charges of the towne, A fingle Rate be payd by all y^e inhabitants to y^e towne treafurer, the one halfe in November next, & the other halfe in march next Enfueing.

[75] AT-A GEN^l COURT HELD FOR NEW HAVEN DECEMBER. 4th 1665.

The orders of y^e Gen^l Afsembly in october laft were now read to y^e towne, And Roger Alling was appointed for Branding of horfes & Entring of horfes y^t are fold according to one of y^e orders read.

M^r Jones acquainted y^e towne with y^e bufines of delaware,† & y^e Articles were read to y^e towne & y^e towne told y^t there was a Committee for the ordering of y^t affayre.

* For Jno. Jackson see N. H. Records, iii, 433.

† Colonization in Delaware was now in contemplation.

Alſoe the buſines about Capt. Manning was in breife related to the towne & debate upon it, & in y^e iſſue M^r Jones was appointed to meete with ſome of other townes as a Committee to give him an anſwer.

M^r John Davenport junio^r being Chofen Commiſſion^r untill y^e Gen^l Aſſembly in May next now tooke y^e Commiſſion^{rs} oath.

M^r Gilbert propounded y^t men would ſet up markes to y^r fences according to order in y^t caſe.

Jn^o Cooper propounded about y^t quarter againſt his houſe,* informing y^e Towne that there was noe towne high way to y^e playnes onely for the quarter and therefore they muſt take notice y^t any y^t did tranſgreſs they ſhould be p^rſented to y^e Court.

Ordered y^t any dog or Bitch, that ſhall come into y^e Aſſembly on any dayes of Publike Worſhip, the owner of y^m ſhall pay 6^d: And Henry Morrill appointed to looke after it & have y^e penalty for his Care therein.

The Conſtables were Called upon to doe their duty, & to ſee y^t the orders in reference to y^e ſabbath & ordinances & ſoe about night meetings be Carefully attended.

M^r Jones acquainted y^e towne about y^e paym^t of the Contribution given in the Laſt Thankſgiveing day in reference to y^e ſaints y^t are in want in England,† y^t they would be Carefull to bring it in, when, & where y^e deacons ſhould appoint: The three Laſt days of february next was appointed for the bringing of it in where the deacons ſhould appoint.

The Court & Townesmen appointed, to Audit the Towne Treafurers accounts for the yeare 1664:

Something was propounded about y^e mill, & ſome diſſatisfaction y^t the Articles was not yet ſealed, & after much debate it was Concluded That Will^m Bradly be ſpoke too y^t ſoe, he & goodm Tod may attend y^e Committee for y^e iſſueing of this buſines according to y^e Articles, onely y^t the Articles be new drawne in both their names jointly & ſeverally; And the Committee appointed were The Court & Townes-men wth Cap^t Jn^o Naſh

* John Cooper lived on the weſt ſide of Church Street, at corner of Grove.

† This contribution was in aid of the families of miniſters ejected from their pariſhes by the Act of Uniformity in 1662.

and Mr W^m Tuttle, These to make an issue with w^m Bradly & Christopher Tod about y^e Mill according to y^e Articles already drawne.

AT A COURT HELD AT NEW HAVEN DECEMBER: 5th 1665

Jury	}	The jury was called & tooke oath according to law:.
Roger Alling		
Sam ^l Whitehead		
W ^m Tharpe		
Nicholas Elfey		
Abra: dowlittle		
John Winfton		

Richard Newman Plaintiffe	}	In an Action of flaunder and defamation to y ^e Value of five pounds on the behalfe of his wife, The plaint: Declared first That Thomas Wheeden Called his wife a Rayler & for y ^e prooffe hereof he p ^r esented first the testimony of Thomas Beamont whoe testified y ^t he fd foe to him in y ^e meadow; W ^m Bafsett alsoe testified That Thomas Wheeden came to him, & told him that goodwife New- man was a Rayler, & he Cautioning y ^e fd wheeden about it, Wheeden answered, that he Could say y ^t of her & worfe:—
Thomas Wheeden Defendant		

[76] 2 The Plaintiffe declared that y^e defend^t had reported that his wife fd that his Wheate had noe brakes in it.* The Defend^t granted y^e charge & produced Mr Thomas Yale his testimony which was read, wherein he saith That as he remembers goodw: Newman fd there was no brakes in Thomas Wheedens wheate.

3. The plaint: declared, That y^e defend^t or his wife hath reported That his Wife fd y^t they made a great deale of Cloath & bought noe wooll:

The defend^t desired y^e plaint: to prove this Charge, but he could not & foe it fell.—

The defend^t being Called to answ^r to the first Charge of Calling his wife a Rayler, He answrd, y^t he desired to see the righteous hand of god in it, & had seene his evill in it, & endeavord their satisfaction as Mr Gilbert Could testify, but Mr Gilbert fd he understood it was with a condicion that Thomas Wheeden make noe further about y^e other things; But y^e Defend^t desired y^e Court &

* The implication is that since the wheat had no brakes (or bracken) in it, it was not freshly gathered, but was taken from a storehouse.

Jury to take notice y^t he had fatiffyed Rich: Newman & his wife about y^e first Charge & desired y^t Joseph Manfield might speake, whoe sd that he askeing Richard Newman whether busineses was issued betwixt Thomas Wheeden and them, He answered that they had received full satisfaction: But Rich: Newman Replied, That it was with this Condition that they should be troubled wth these things noe more:.

The jury haveing heard & Considered all y^t were sd both by Plaint: & defend^t, & y^e Evidences p^rented, doe find y^e fact proved & the flaunder to be of a high nature, & therefore doe find for the Plaint. foure pounds dammage & Cofts of Court:. But the Court Considering the Cafe, & the liberty they had according to law to moderate dammage as they saw Cause, did order That y^e Defend^t pay onely 40^s & Cofts of Court, & soe ordered Judgment to be entred accordingly.

W^m Bafsett Plaint: }

Thomas Wheeden Defend^t }

In an Action of flaunder & Defamation to the Value of 37^s; The Plaint: declared, That they had sixteen bundles of flax at a place, & he fetcht up fix & left ten, & after went to fetch y^m, but found but seven, & he told some of it as Jn^o Gilbert, Rich: Newman & his wife; upon this Thomas Wheeden reports that he suspected him about the three bundles of flax, & brought Richard Little with him & with high words affirmed & sd there were three witnesses of it & y^t he must hono^r y^e testimonies, & then complained to M^r Yale & David Atwater against & as he understood importuned David Atwater neare fix times & p^rvailed with him to come to M^r Yale to deale with him about it:

The defend^t was ask^t what he had to say to y^e Charge? He ans^wrd, That he owned it, & that he had sd he had 3 witnesses to prove it, and desired M^r Gilbert might declare his Autho^r, why he sd before y^e Magestrate y^t he was suspected of stealeing flax. But M^r Gilbert sd that he did know that W^m Bafsett sd soe: The Defend^t sd that he saw a righteous hand of god against him in this, haveing been formerly faulty in things of y^e like nature, but he sd he was Cleare in these things about y^e Corne & flax in thought, word & deed as the Child newly borne.

The Court haveing heard both Plaint: & Defend^t, by way of sentence declared, That they find for the Plaint: fiftene shillings dammage and Cofts of Court, & left a serious admonition

wth Tho: Wheeden about his Carriage with his neighbo^{rs} for the future:.

W^m Tharpe defired his bond of 10^{lbs} for his fon Sam^{ll} might be taken off, upon y^e testimony of fundry by way of Commendacon of him. The Co^{rt} tooke it off:.

Philip Leek Claymeing a debt of 17^s: 8^d from y^e Estate of Tho: Jeffrie deceased & takeing oath to y^e truth of his acco^t as it stood in his booke to y^e best of his knowledg, There nothing appeareing Contrary the Court did allow it.

[77] ATT A SPECIAL COURT HELD AT NEW HAVEN DECEMB: 14th
1665

M^r Thomas Yale p^resented an Inventory of the Estate of W^m Shepheard deceased, taken the 7th of December (64) ammounting to y^e summe of 08^{lb}: 08^s: 10^d, upon oath attested by the wife of Jn^o Rose* to be y^e full of all the Estate y^t was wth y^m to y^e best of her knowledge, and by M^r Nicholas Augur & W^m Andrewes that y^e apprifem^t was just to y^e best of their Light:

Peter Briggs was Called & told y^t he had entred two actions, one against Benjamin Graves & the other against Nicholas Pinion & his wife: Hee answrd that he wthdrew both of y^m: He was told y^t he must pay y^e Entrance of y^m which is 6^s: 8^d—

Jn^o Luddington haveing Entred an action of debt against Ruth Briggs did now withdraw it, & ordered to pay for y^e Entrance 3^s. 4^d.

Benjamin Graves, was Called, & indicted of many Crimes read to him; as first, frequent suspitious & offensive society wth y^e fd Ruth Briggs when a widdow:† 2, some Lascivious Carriage by kising & embraceing have been seene betweene y^e fd Graves & Ruth Brigs since married to another man.

3, for bringing y^e fd Ruth behind from Homonoisett or neare it to y^e iron workes after he had been forbidden by her husband.

* John Rose, or Ross, married in 1663 Ellen, widow of William Luddington.

† Ruth, daughter of Nicholas and Elizabeth Pinion, married first James Moore, of Salem, and secondly Peter Briggs.

4. That y^e fd Graves hath since that time frequented y^e Company of y^e fd Ruth in a suspicious & offensive manner, once in goeing a turne wth her to Branford, & another time being at worke together in a bed roome in taylourie worke upon y^e last Thankesgivinge day: 5, y^t he fd That y^e fd Ruth Brigs was a whore. 6, That he said y^t he had Carnall knowledge of y^e fd Ruth more then once. Benjamin Graves was ask^t whether Guilty or not guilty? Hee answered, not guilty:. Then the witnesses were Called. And first samⁿ Hemmingway, whoe testified That he had seen y^e fd graves frequenting y^e company of y^e fd Ruth since married & kissing one another & foe neare together as if they were hugging one another; Ruth answered That he did salute her & wif^t her Joy after her marriage. But, Samⁿ Henmmingway instanced once in goeing to goody Rofes, & another time in Commeing from y^e towne. Jn^o Luddington testified That they were frequent together after he was to have had her, as he could prove.

Jonathan Armstrong testified y^t he heard Benjamin Graves call Ruth Brigs a whore, & Jn^o Luddington testified the same. Benjamin Graves answered, That he & Ruth Brigs was published one Lecture day at Boston; Then y^e fd Ruth was asked if there were noe promise of marriage betweene them? Shee answered that there might be such a thing at Boston, but shee was not to answer for that here; Benjamin replied, That shee did promise him, & therefore it was that he came up hither, onely upon y^t acco^t to have her:. He was ask^t what he had to say about his workeing Last Thanksgivinge day? He graunted, that he did foe, havinge promised some worke faithfully, & y^e fd Ruth commeing into y^e roome, he desired her to helpe him, & foe shee did, & y^t was all: Then Benjamin was asked the grounds why he called her whore (for he owned he had called her foe), whether he had not had Carnall knowledge of her? he denied it: Then Jn^o Luddington testified, That y^e fd Benjamin asked him if he never lay with her? to which he answered, That he scorned to doe y^t before marriage: But y^e fd Benjamin Replied that he had, more then once or twice before she went into y^e Bay y^e last time, but never since shee came backe:. The fd Benjamin alsoe was found in fundry lies, as telling M^r Tuttle that he carried noe body behind him from y^e iron-worke, wⁿ it was fully testified, & he owned it after that he did, neare all y^e way to Say Brook; alsoe y^t he told Joseph Tuttle

wⁿ he hired his horfe, that he was to goe to y^e wedding, whereas y^e wedding was over sometime before, &c.

[78] The Court laboured much wth him, to bring him to a fight of his fin, but little p^rvayled & foe proceeded to Sentence, as followeth, That y^e fd Benjamin Graves for his miscarriages in y^e particulars before mentioned pay as a fine 40^s & Court Charges which wth Charge of his imprifonm^t is 10^s, this to be payd to y^e treafurer & make acknowledgem^t of his evill to y^e Court, or Elfe be feverely whipt, & being noe allowed inhabitant here, that he speedily depart y^e place.

Nicholas Pinion & his wife were Called three times, but answered not; Afterwards, answer was made satisfiying to y^e Court.

Ruth Briggs was Called & her accusations read, wherein she was Charged wth fundry Crimes, as wilfully departing from her husband against his mind, & after being examined about it before authority, she p^rtended she had liberty from her husband to come away, which appeared otherwise wⁿ enquired into; alsoe after her husband came, requiring her to returne wth him, yet she contrary to y^e duty of a wife refused & as herselfe Confest y^t in a rage she perump^torily fd severall times y^t she would not goe with him, casting contempt upon Authority whoe had enjoined her returne to him, y^t her Carriage towards her husband was very abusive, offering violence to him & by force haleing him from supper at goodwⁿ Rofes, & saying she would keepe him downe while he was young, that foe he might doe it hereafter; this she alsoe confest:

Alsoe The fd Ruth before marriage to this Briggs, whilest a widdow, ensnared & deluded fundry young men upon p^rtence & promise of marriage to countenance & cover unlawfull familiarity with them, y^t she Confesses she promised marriage to one in y^e Bay besides the fd Graves, and alsoe y^e encouragem^t she hath given to John Luddington at iron-worke, calling goodm Moulthrop unkle in open Court upon p^rtence of marriage wth y^e fd Luddington, as testified by many, besides her frequent Converse & familiarity wth y^e fd Graves, not onely before but since her marriage to y^e fd Briggs, as in y^e case of Graves is more fully exprest.

The Court haveing heard, what y^e fd Ruth had to say in her owne Defence, & Considering the many grofs miscarriages in

y^e particulars before mentioned with the aggravations of y^m proceeded to Sentence as followeth;

That y^e fd Ruth Briggs pay as a fine (to y^e treafurer) foure pounds; & 6^s for Court Charges, or elfe be whip^t, alfoe y^t thee speedily depart y^e place.

The Delinquents before mentioned Choofing rather to pay y^r fines then Correction, upon their defire Jere: Osborne y^e Conftable, was ordered by y^e Court, to goe over wth y^m to y^e iron-workes, to receive their fines, or good fecurity, or returne y^m againe to receive their punifhm^t; the fd Ruth promised to put in pewter & brafs, & Chofe Jn^o Potter to prize it & the Co^{rt} appointed Mathew Moulthrop fenio^r to Joine wth him, & the Co^{rt} granted liberty unto y^e fd Ruth or her hufband, until y^e firft of Aprill next, to fend pay to redeeme y^e fd goods left, otherwife to be at y^e Courts difpofe.

DECEMBER. 20th 1665

Upon informacon to Authority of the untimely death of Henry Morrill, There was a Jury of fix men Called viz: W^m Tharpe, Tho: Morris, Tho: Trowbridge, Nicholas Elfe, ffrancis Browne & Jn^o Hall fenio^r: The law of untimely death was read, & they all tooke oath, And his body being found on y^e mud at a place called Nafhes point with his face downeward, he was taken on fhore & being ftript of his Cloathes The jury viewed his body but found noe hurt upon it; And ffrancis Browne in the name of the ref^t declared, That they all judge according to their beft light, that he wilfully murdered himfelfe by drowneing:. And it was fully testified, that he expref^t himfelfe in a discontented way before his going away.

[79] AT A COURT HELD AT NEWHAVEN JANUARY 2^d. 1665:.

The jury
L^t Tho: Munfon
Jn^o Cooper, fenio^r
Jn^o Herriman
Jn^o Moife
Roger Alling
Nath: Merriman

} The jury was Called & tooke oath according to Law.

Jn^o Downe Plaintiffe } In an Action of y^e Cafe to y^e value
 Jeremiah Jn^ofon Defend^t } of twenty pounds:. The Plaint: was
 Called to declare his Cafe, He desired that M^r Ling might be his
 Atturⁿie, which was granted, & upon the desire of y^e defend^t
 Abraham dowlittle was admitted to be his Atturⁿie:

The Plaint: Declared that it was very unComfortable for
 neighbours to live in Contention, & first Charged y^e Defend^t with
 Theft & then wth flaunder & Lieing, &c. & p^resented his acknowl-
 edgem^t under his owne hand for proo^fe, which was read, wherein
 it appeared, that the Plaint: had tooke up satisfi^sfaction for all
 differances between him & y^e id Defend^t upon Con^dicion the
 defend^t fall not into evils of the like nature again^st him, or words
 to y^t purpose; But the Plaint: pleaded breach of Agreem^t by y^e
 Defend^t & p^resented Allegations, & proo^fe what he had to say in
 y^e Cafe:.

The jury having heard both Plaint: & Defend^t & Considered
 of y^e Cafe & evidences p^resented, declared as all agreeing That
 they find for y^e Defend^t Co^sts of Court & 2^d damage:. & further
 id that whereas the Plaint: hath pleaded Breach of Agreem^t
 they find it not foe, but see rather unju^st molestacion on his part:.
 The Co^rt Called both Plaint: & Defend^t & told y^m the Verdict of
 y^e jury and the grounds of it & ordered Judgem^t to be Entred
 accordingly:. And for y^e Agreem^t p^resented The Court judged it
 not Lawfull in all y^e parts of it, & therefore declared it to be
 voyd & null, Leaveing Liberty to y^e Plaint: to seeke his right: &
 directed y^e defend^t to pay double dammages for y^e wheate stollen
 according to the law then in force:. And for the Criminall part
 y^t Concernes y^e Defend^t in fundry things The Court Considered
 off & minded him how prophane he had beene formerly, & warned
 him for y^e future, & for those evils sentenced y^e id Jeremiah
 Jn^ofon to pay as a fine to y^e publike 20^s..

Peter Mallery Plaint: } In An Action of flaunder or defa-
 Widdow Hodskis Defend^t } mation to Value of ten pounds:. The
 Plaint: Declared, That the Defend^t had said that y^e worke of y^e
 divell was done at goodman Mallery his house.

The Defend^t pleaded, that she never heard of the thing
 Charged before now, & therefore desired further time to Con-
 sider of it:

The Plaint: produced his witneses: Jn^o Downe testified, That

he heard y^e Defend^t fay as is Charged at his houle; Goodwife Mallery testified, That shee heard her fay the same; The Defend^t granted, that those words were spoken by her, (That the divells worke was done) but never sd it was done at goodm Mallery his houle.

The jury haveing heard both Plaint: & defend^t & Considered y^e cafe and the evidences p^resented, declared as all agreeing; That they find for the Plaint: the Action wth Cofts of Court:

The Court ordered Judgem^t to be entred accordingly:—And left a ferious Advice with these neighbo^{rs} at farmes, that they live more quietly & peaceably for the future, & not to trouble the Court with any more such Vexatious suits.

Philip Leeke (a per a note under his hand) doth Alienate to W^m Wilmott all the second division which was Richard Platts, being about 48 acres, lieing on the West side, & alienated to y^e sd Leeke from Ralph Deiton in y^e yeare 1658: as upon Record may & doth appeare.

[80] AT A SPECIALL COURT HELD AT N-HAVEN JANUARY.

9th 1665.

Mr Jones declared the occasion of this Court, which was from y^e complaint of some against these three: Sam^l Browne, Jn^o Thomas junio^r & Dan^l Thomas, for grofs disorderly Carriages at the farme of Thomas Harrifon, when hee himfelfe was from home: The busines haveing been examined & might have bene issued in another way, but the things being of such a haynous nature it was thought meete to be issued in this Publike way. Samuell Browne was Called & told that he was Charged with drunkennes (at y^e house of Thomas Harrifon wⁿ he was not at home) foe as he was not able to come home y^t. night but was there in a very disorderly way, finging Corrupt songs, &c. Alsoe that he fware by y^e holy name of god once if not twice; he was asked what he had to fay for himfelfe? Hee Confest he was drunke, & was sorry for it, But for fwareing he knew noe such thing by himfelfe, but he honoured y^e testimony: Samuell Hemmingway & young goodwife Moulthrop testified it to his face, & one of y^m sd he fware twice: Hee was told the greatnes of his

evill with the aggravations of it haveing been borne here & baptifed* & brought up under fuch light & meanes, &c.

Jn^o Thomas Junio^r was called, & told of his exceſs in drinkeing, & that he was one of them which fetch y^e liquo^{rs}, & ſtayed all night in fuch a diforderly way. He ſd that he did not know that he had drunke too much, & y^t he ſtayed becauſe the other two were ſoe drunke he Could not get y^m away:—

Daniell Thomas was Called & aſkt what he had to ſay? Hee Confelt his drunkennes, & ſing & ſd he was forry for it.

The lawes both againſt diforderly night meetings, & againſt Drunkennes, & fwareing were read to y^m, And the Court endeavoring to convince y^m of the greatnes of y^r fins proceeded to ſentence as followeth: & firſt, Sam^l Browne ordered to pay 20^s for his drunkennes & 10^s for his fwareing (according to y^e lawes read) & y^t he fit in y^e ſtockes wⁿ y^e Court ſee cauſe:.

Jn^o Thomas ſentenced to pay ten ſhillings, & fit in y^e ſtockes as y^e former.

Daniell Thomas ſentenced to pay 20^s & fit in y^e ſtockes as y^e other.

Francis Browne ingaged to pay y^e 30^s for his ſonne: And y^e other two were left with y^e Conſtable Jere: ofborne to ſee y^e fines ſecured.

AT A GEN^l COURT HELD FOR NEWHAVEN JANUARY. 15th 1665

M^r Jones acquainted the Towne, That y^e Conſtables had received an order ffrom Connecticutt for y^e gathering up of y^e Countrey Rate, And the 12th of ffebruary next appointed to bring in y^e Rate where y^e Conſtables appoint.

The Deacons propounded to y^e towne, that they come & make up their acco^{ts} in ſeaſon wth y^m, that they might give in their acco^{ts} cleare to y^e Elders.

It was propounded for ſome to goe about, to ſee w^t men would give to the lords Treafury: And Tho: munſon & Jn^o Cooper for two quarters, Roger Alling and Sam^l Whitehead, Jn^o Herriman & Henry Glover, James Ruſſell & Tho: Morris, M^r Yale & david

* The ſon of Francis and Mary (Edwards) Browne, baptized in Auguſt, 1645.

Atwaters for y^e farmes on y^t fide, Jn^o Brocket & Math: Moulthrop for y^e East fide, and Roger Alling for y^e farmers on y^e west fide & at y^e Playnes.

The 22th of January instant appointed for every one to bring their meafures and weights to be fealed by thofe appointed.

Widdow Blanch Morrill p^refented an Inventory of y^e Eftate of her Late hufband, & upon oath attested by y^e widdow to be full to y^e beft of her knowledge, & by Francis Browne and Thomas Morris, y^t y^e apprizem^t was juft to y^e beft of y^r light:. This was p^refented in Court January 2^d 1665. And Admiftration graunted y^e widdow upon y^e Eftate.

[81] Articles of Agreem^t refpecting New Haven Mill, between the Committee (appointed by y^e fd Towne) on y^e one part, & William Bradly & Chriftopher Tod of y^e fame Towne, hufbandmen, jointly & feverally on the other part, as followeth:

1. firft That, y^e fd Towne of Newhaven hath given, & hereby doe give, & grant to y^e fd W^m Bradly & Chriftoper Tod, Jointly & feverally, & their fuccelfo^{rs} the ufe of y^e ftreame of water, Commonly Called y^e Mill River, to fet a mill, or Mills on, for y^e ufe of y^e fd Towne & in y^e place where y^e old Mill ftood y^t was lately burnt, the fd W^m Bradly and Chriftopher Tod & their fuccelfo^{rs} performeing the Covenants herein exprefed.

2. That, the fd Towne, doth give to y^e fd W^m Bradly & Chriftopher Tod & their fuccelfo^{rs}, all damms, all timber workes which are left in y^e place where y^e old mill ftood, together wth all irons or whatfoever is left there of the Townes.

3. That y^e fd Towne doth give full liberty to y^e fd W^m Bradly & Chriftopher Tod, Jointly & feverally & their fuccelfo^{rs} in the Mill, to fell, Cut, & Cary away any earth, ftones or timber (for y^e forementioned mills ufe) off, & out of any Lands belonging to y^e towne, that is not at p^refent any mans propriety, or hereafter fhallbe.

4. And for as much as, y^e Mill is of Publike Concernm^t, & dayly ufe to y^e towne, & y^e fd W^m Bradly & Chriftopher Tod & their fuccelfo^{rs} may at p^refent (to build y^e fd mill, or hereafter to repayre it) ftand in need of more workemen, or men of fkill, then they can procure in a voluntary & free way, Therefore y^e

towne doth Graunt to y^e fd W^m Bradly & Christopher Tod, & their succefsors the fame priviledge & afsiftance y^t y^e firft owners had, viz. That upon their defire, or the defire of either of them to y^e Authoritie of y^e towne, prefs or preffes bee graunted, to require fuch perfon or perfons y^t are in, & of y^e towne, as are usefull for y^t worke to attend it, alwayes provided, that he or they, y^t are foe compelled or preffed to y^e bufines about y^e mill, bee duely & fully fatified by the fd William or Christopher or their succefsors.

5. And for y^e further encouragem^t of y^e fd W^m & Christopher, & their succefsors in a speedy accomplifhing of y^e worke, to provide mill or Mills for y^e fd Townes use. (the towne being sensible of y^e Burden & Charge of getting Meale for their families necefsities from other places as they can) they have granted from the feverall inhabitants the fumme of one halfe Rate, provided that the ffollowing Articles on their part be fulfilled.

6. That y^e fd Towne doth ingage, to y^e fd W^m Bradly & Christopher Tod & their succefsors (that they performeing the Articles agreed upon as abovesd) that there fhallbee noe other Publike Mill for the grinding of Corne fet up within or about the towne without mutuall Consent on both fides.

7. ffor y^e fd W^m Bradly & Christopher Tod & their succefsors further inCouragem^t in this worke, The fd Towne doth graunt unto y^m whatever Land belonged to y^e mill formerly on this fide the Rocke, & over & above y^t, twenty acres of upland beyond y^e Rocke, to be Lay^d out with as litle inconveinie to y^e towne as may be, provided that the miller doe live there, for y^e ready fupply of y^e towne, & y^t there be noe unnecesfary itay for grinding.

In Confideration of y^e p^rmises, The fd W^m Bradly & Christopher Tod, doth bind themselves Jointly, & feverally, their heires & succefsors:

1. ffirst, That they will build at y^e place where the old Mill ftood a fufficient Mill, or Mills, for to grind the Corne for y^e use of the towne aforefd, and from time to time, & alwayes to keepe y^e fd mill or mills in fubftantiall & good repayre, with good & fufficient ftones, and in all other Efentials for a mill, as damms and flood-gates that y^e water be not wafted, and if any breach befall them or any part of them, [82] forthwith speedily

to repayre any fuch breach, & foe make & keepe them fubftantiall againe, and in all refpects as mills, are, and ought to be, as alfoe to fett up, and keepe over, & at y^e mill a fufficient houfe for the p^rferving of Corne & meale from lofs & dammage.

2. That y^e fd W^m Bradly & Chriftopher Tod, & their fuccelso^{rs} fhall keepe in y^e mill upon all workeing dayes, an orderly & fkilfull miller, to keepe the mills in a fitnes to grind, & to grind y^e Corne into meale, both for quantity & quality, as it may & ought to be ground, & for foe grinding, will not have nor take, for each bufhell, above two quarts out of the fame; But if the fd W^m & Chriftopher, or their fuccelso^{rs}, doe not Continue fuch a miller to y^r townes fatiffaction, then the towne fhall have liberty to provide one themfelves to their owne fatiffaction, & the fd W^m & Chriftopher, or their fuccelso^{rs}, to beare all necefsary Charges thereof, & pay his wages.

3. Laftly That though y^e fd towne is fatiffyed in y^e faithfulnes of y^e fd W^m & Chriftopher, yet to p^rvent any inconveniency for y^e future, to themfelves, or y^e towne, It is agreed, That if y^e fd W^m & Chriftopher, their heires or fuccelso^{rs}, fhall fee caufe to fell, or hire out y^e mill or mills, That then y^e fd towne fhall have the firft offer of refufall of the fame, either to buy or hire at the fame on as good tearmes, as any other perfon or perfons fhall; And if it be foe, y^t y^e towne is not in a Capacity, or thinke not beft to buy or hire, yet y^t they fhall not fell or lett, or any way alienate y^e fd mill or mills to any perfon or perfons y^t are not planters approved in y^e fd towne before, or fhallbe approved by y^e fd towne for y^t purpofe, & wth their free Conſent. In witnes hereunto y^e parties above named have interchangeably fet their hands, this nineteenth day of January, one thouſand fix hundred fixty & five: 1665.

William Bradley
Chriftopher C T Tod
his marke

In y^e name, & by y^e appointm^t of the Committee, James Biſhop.

This is a true Record of y^e originall.

Examined per me

James Biſhop:
Secretary.

AT A COURT HELD AT NEWHAVEN FFEBRUARY. 6^t. 1665.

<p>The jury L^t Tho: Munfon Jn^o Cooper fenio^r Roger Alling Joseph Alfup Tho: Trowbridge Abra: dowlittle</p>	}	<p>The jury being Called, tooke oath & was informed y^t y^e matter which Concerned y^m properly, was matter of fact & Evidences given in on both fides according to law, &c.</p>
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Mr Richard Bryan of Milford Plaintiff: } In an Action of the
Jeremiah How of N-Haven Defendant } Cafe for not fulfilling
his Bill of Ladeing, & for hireing a man extraordinary to
Virginia; to the Value of 20^{lb}:

The Plaintiff gave in a declaration of his Cafe in writeing, which being read, It appeared y^t he delivered 21 barrills of Sidar unto the defend^t, but could have an acco^t but of 15 of y^m by Jn^o Tomfon to whom they were Configned; and of these, as the fd Jn^o Tomfon affirmed he made up wth water & molaíses to y^e quantity of between 3 & 4 barrills:.

The Defend^t owned that y^e Barrills were full when he received y^m, and fd that he delivered y^m in good Condition to Jn^o Tompfon all but one, and for y^t end produced testimonies under oath, which were read & delivered to y^e jury, but one of y^m, being Nath: Howes & he being p^rsent, In debate seemed to Contradict his testimony, therefore it was lay^d aside.

The testimony of Henry Chope as followeth:—This I can testify that Maister How did deliver to Jn^o Tompfon all y^e the Barrills but one of fidar at Patuxfon, and all y^e Cargo was at his dispose.

Henry Chope.

This testimony was taken upon oath before me, at my house in milford, this 12th of August 1665

John Clarke.

[83] The testimony of Sam^{ll} Munn, as followeth:—I Sam^{ll} Mun, sayler, being in y^e Barke called y^e Richard & Mary, doe testify that our Maister Jeremiah How, in Virginia in y^e winter 1664. did deliver all y^e Barrills of fidar y^t were shipped by M^r Bryan except one of y^m, & this delivery was unto John Tompfon in Patuckfon in Mary Land, Witnes my hand this 25 septemb: 1665:

Samuell Mun.

This above written testimony was given (by the abovefd Samuell Mun) upon oath before mee.

John Nash. Commisfion^r.

And for the 2^d part of y^e Action, The Plaint: declared, That they had their full Complem^t of men to their fatiffaction, & y^t Jn^o Tompfon was one of y^e Company, & he told him y^t he muft his labour at fea as other men, & y^e fd John Tompfon fd he would & wⁿ he came home, he fd he had foe done; And the Plaint: further alleadged y^t he haveing fome fmall bufines to doe, intrufted y^e fd Jn^o Tompfon wth it, & therefore gave him three pound per moneth which was double wages to other feamen, & this Jeremiah How fd he underftood, & pleaded that wⁿ they were at New Yorke y^t Jn^o Tompfon refused to be at his Command & fd he was none of y^e Company, & therefore he was forced to hire another man: And for this produced two teftimonies under oath & are as followeth:—

[Blank space in Records.]

The Jury haveing Confidered of y^e Cafe, & Evidences p^rfented both by Plaint and Defend^t, gave in their Verdict as followeth; That they find for the Plaint: fifty fhillings for one barrill of fidar, alfoe Cofts of Court: & further y^e Jury declared, that they find it proved, y^t the other five barrills were delivered to John Tompfon by y^e mafter, although the prooffe be not foe fatiffieing as probable it might have been, had y^e mafter been Called to acco^t fooner, and finding y^t Jn^o Tompfon owneing the receiving of 20 barrills, & not makeing appeare w^t fidar was wanting, but by his owne teftimony, therefore they Leave that: And for the 2^d part of y^e Action The jury find y^t the defend^t (being mafter of y^e Vefsell) was in his way to hire a man, & y^t the owner muft pay for him, feeing Jn^o Tompfon hath exprefsed in Court, that he did not looke upon himfelfe under y^e Command of y^e mafter.

The Court ordered judgment to be entred accordingly.

The Bond of ten pound given by John Winton and Thomas Beamont, for y^e good behavio^r of Eliazar Stint; (upon y^e teftimony of Jere: ofborne & Henry Briftow of his well Carriage of Late time) was releafed.

[84] ATT A GEN^{ll} COURT HELD FOR NEW HAVEN FFEbruary
26th 1665:.

M^r Jones acquainted y^e towne, that one occafion of the meeting was, to Chooſe Conftables according to y^e Law, which directs to

Choofe y^m before y^e firft of March: The Votes being given in, it appeared, That Henry Glover & Chriftopher Tod were Chofen Conftables for y^e yeare enfueing.

The Deacons remembred y^e towne, that this was y^e firft day of bringing in their Collection for England, & therefore they would Attend y^m today & tomorrow & y^e next 2^d day.

M^r Jones defired That y^e Committee for y^e necke would meete at his houfe next 2^d day at two of y^e Clocke in y^e afternoone.

The letting of y^e 40 acre piece was Left to y^e Townesmen.

M^r W^m Jones, M^r Mathew Gilbert, Cap^t Jn^o Nafh & James Bifhop were appointed to meete with fome perfons of y^e other plantations that were of the late Colony of N-Haven, & were impowered to iffue the bufines refpecting Cap^t Manning, alfoe to Auditt y^e acco^{ts} of y^e jurifdiction wth Roger Alling, and to fettle the diftribution of the Late jurifdiction ftocke.

AT A COURT HELD AT NEWHAVEN MARCH. 6th 1665/6:.

The Jury
John: Cooper fenior
L^t Tho: Munfon
Henry Rotherford
Thomas Trowbridge
Jofeph Alfup
Abraham Dowlittle

The Jury being Called tooke oath
according to Law:

Jn^o Thompson junior Plaintiff: } In an Action of y^e Cafe for an
Jeremiah How Defendant } unjuft Charge or acco^t given
againft y^e fd Jn^o Thompson to his Dammage in y^e fumme of ten
pound, The fame being about Certaine Barrills of Sidar: The
Defend^t defireing M^r Ling to bee his Atturanie it was graunted
him;

The Plaintiff: declared his Cafe & fd That y^e reafon of his appeareing againft Jere: How in this way at this time is for an unjuft Charge or acco^t given in by him againft y^e fd Thompson, to M^r Richard Bryan, & y^t in open Court held att N- Haven ffeb: 6^t (65), as the Records may fhew, which y^e fd Tompfon lookes at to his great dammage, as firft That y^e fd Defend^t affirmed in Court that he delivered all y^e Barrills of fidar but one to y^e plaintiffe &c & 2^{dly} That he delivered y^m all in good

Condicion: This y^e Plaint. fd he did deny, & should endeavo^r to prove y^e Contrary upon oath, of w^t y^e fd Defend^t hath owned:. The testimonies are as followeth: & first,

M^r Rich: Bryan his testimony

I underwritten doe testify, y^t I know of noe acco^t that Jeremiah How gave mee in, in reference to y^e want of my fidar, but y^t y^e Negers which was aboard had made away with part of a barrill, & that he did say, that they had foe done I testifie here upon oath: alfoe y^e fd Jere: How upon his makeing up acco^{ts} with mee I find y^t he gave mee acco^t of as much fidar as came to twenty pound weight of Tobaccoe, which I Conceive was about 3 or 4 gallons of fidar which he had fold of mine.

per mee, Richard Bryan.

This testimony was taken before mee y^e 13th ffebry (65).

John Clarke.

I underwritten doe testifie y^t I heard y^e feamen which went with skipper How say, that the negers they carried to Virginia drunke up part of a barrill of fidar: alfoe I have heard Jeremiah How say y^e fame:.

The marke of

John I B Brooks

This testimony was taken before mee this 13th of ffeb^{ry} (65) upon oath.

John Clarke

I doe hereby testify upon my oath: That I heard Sam^l Munn say at o^r house that wⁿ he went with skipper How to Virginia, in M^r Richard Bryans Barke, y^t skipper How was a very good mafter, & y^t they lay at rack & manger, & went to y^e fidar Barrills when they pleased, without any Controule from y^e mafter, [85] And further he did declare to me, that skipper How had played the knave with y^e Owner, which was M^r Bryan, and y^t he fd further, he did intend to Play the knave with him as he did wth y^e Owner, This I doe give testimony of according to y^e best of my memory to be y^e very words y^t he fd to mee.—

Tho: Oviat:*

This testimony was taken before me, the foureteenth day of february, 1665:

John Clarke

* Thomas Oviatt, of Milford.

I doe testifie that when Henry Chope came before mee to testifie Concerneing the delivery of y^e Barrills of fidar to John Tompfon by Jeremiah How, I underwritten did ask y^e fd Chope in what Condition y^e Barrills were in when they were delivered; he fd he would not fware to y^e Condition of y^m, but y^t there was foe many barrills delivered; this I doe testifie. Witnes my hand.

John Clark

Milford, fifth day of March 1665/6.

The Defend^t referred himsele to y^e testimonies given in y^e last Court in y^e Cafe betwixt him & M^r Bryan, & fd that he knew not of any y^t y^e negers dranke; & desired y^t a testimony of his sonne Nathan^{ls} might be read, which accordingly was, &c.

The jury haveing heard, & Confidered y^e Cafe, & y^e Evidences p^resented both by plaint: & Defend^t, brought in this as their Verdict:. That they find for y^e Plaint y^e Action wth Cofts of Court, & sixteene shillings eight pence dammage for y^e 3^d part of a barrill of fidar; The Court ordered y^t Judgement be entred accordingly.

M^{rs} Joanna Allerton Plaintiffe } In an Action of y^e Cafe for
Henry Glover defendant } three acres of Land detayned by
W^m Davis & his Wife, wth dammage to y^e value of 39^s:

M^r Benja: Ling Admitted Atturanie for y^e Plaintiffe, whoe declared y^e Cafe, And the Defend^t made his plea by Allegations: And the Court haveing heard both plaintiffe & Defend^t by way of sentence declared: That they find for the Plaint: & order That she be possessed of the 3 acres of Land, & y^t y^e defend^t pay Cofts of Court.

John Sackett Plaintiffe } In an action of y^e Cafe, for Cure-
Sam^{ll} Andrewes Defendant } ing of a horfe, wth dammage to the
value of 20^s: The Plaint declared, That y^e defend^t had put a horfe to him (y^t was foundred) to be cured, & he had beene at trouble & Charge with him 5 dayes & had cured him, & therefore demanded 20^s: The Defend^t denied y^t he had Cured y^e horfe, or y^t he was foundred.

The Court haveing heard both Plaint: & Defend^t by way of sentence declared, That they find for y^e plaint: five shillings & Cofts of Court:.

Samuell Whitehead entred his Complaint against Jonathan Armeistrong for taking two shifts, one of his owne & y^e other of his wives, & desired y^e justice of y^e Court.

And declared, That in November Laft he loft two fhifts y^t was left out in his lott to dry, & fufpecting y^e indians, fearched for y^m by order from Authority, but found y^m not. But Lately heareing fome hint of y^m, defired a Warrant from Authority againe for a further fearch, & y^e Conftable & himfelfe goeing found one of y^m in pawne, & the other of y^m on Jonathan Armeftongs backe, &c. The fd Jonathan was asked what he had to fay in y^e Cafe? He answered y^t he goeing by one evening tooke them up in y^e ftreet being blowne over y^e fence; But he was told, that y^t which he fd was not like to be true, but he perumptorily ftood in it, confeft his evill y^t he did not Enquire whofe they were, being none of his: The Law againft pilfering & theft of this nature was read to him & he told the greatnes of his evill, Confidering what kind entertainment he hath had in y^e towne, & alfoe minded him of fome abusive & Contemptuous Carriages at South-End, &c.: And the Court by way of fentence declared, That according to y^e law, the fd Jonathan Armeftrong pay treble dammages to y^e Owner, and 10^s fine to the plantation.

Henry Glover & Chriftopher Tod being Chofe Conftables y^e laft Towne-meeting now tooke the Conftables oath.

Joshua Atwater, (as per a note under his hand & witnefsed) doth alienate to Henry Glover his Warehoufe at N-Haven, with the ground it ftands upon, & all belonging unto it.

M^r Jn^o Davenport junio^r doth Alienate to Ifaack Whitehead two acres of land in y^e quarter next goodm Tods lot & againft y^e fpring; And the [86] faid Ifaack giving a fmall parcell of this Land, to his fonne in Law Nathaniell Bunnill,* The fd Nathan^{ll} Bunnill doth alienate this fmall parcell of Land with the houfe now fett upon it, to Willm Payne for ever.

Henry Glover doth alienate to Jn^o Downe the fifth part of y^e 2^d divifion of M^r Hickcock's lott, lieing on the Weft fide, & fometimes belonging to W^m Rufsell, being about 8 acres & a ½.

Henry Glover (as Adm^rtrato^r to W^m Rufsell) doth alienate to Ephraim How the houfe & home lot where y^e fd W^m Rufsell lived, at y^e water fide† wth three fmall parcells of Land given y^e fd Rufsell out of M^r Rowes Lott.

* Susanna, daughter of Isaac Whitehead, married Nathaniel Bunnell, January 3, 1666.

† Towards the east end of Water Street.

Thomas Munfon doth Alienate, to Thomas Jn^ofon the 5th part of y^e 2^d diviſion of M^r Hichcocks Lott, lieing on y^e weſt ſide, being about 8 acres and a halfe & lieing next to Henry Line his farme.

Thomas Johnſon doth Alienate y^e forementioned parcell of land unto John Downe.

Cap^t Jn^o Naſh doth alienate (as by a note under his hand appeared) to Nathan^l Merriman about nine acres of meadow, lieing in y^e eaſt meadowes, bounded on y^e North by Chriſtopher Tod, & on y^e fouth wth meadow ſometime belonging to M^r Caffinch.

M^r John Davenport junio^r doth Alienate, to W^m Bradly & Abraham Dickerman his fathers Lott, lieing next to y^e Towne, by y^e Mill lane, being 19 acres & ſome odd meaſure more or Leſe.

Iſaack Whitehead doth Alienate to Nathaniell Merriman all his part of Land given him by y^e towne, & houſing upon it.

Nathaniell Merriman doth Alienate to John Moſe halfe the forementioned Land and meadow, excepting y^e homſtead.

Patrick Morran was fined 10^s for ſelling Liquo^{rs} contrary to the law whereby ſome young perſons did much abuſe themſelves.

Ralph Ruſſell was Called, & told of his diſorder, in ſetting up a houſe after prohibition from Authority; he was told his great evill therein, & y^t ſuch things muſt not be borne for men to doe w^t they liſt; He Confeſt y^t he underſtood things otherwiſe, & y^t if he have tranſgreſed the law he muſt beare it; the matter was left further to be Conſidered.

AT A GEN^l COURT HELD FOR NEW HAVEN MARCH. 27th 1666.

M^r Jones acquainted y^e towne wth y^e occaſion of y^e meeting, as firſt about y^e Committee meeting y^e laſt week, from y^e ſeverall Plantations; Their Concluſions was read to y^e towne, both in reſpect to Cap^t Mannings buſines, the makeing up of y^e acco^{ts} with y^e juriſdiction Treafurer, & y^e juriſdiction ſtocke with y^e diſtribution of it:

Alſoe a propoſition of y^e other townes for N—Haven to pay 30^{lbs} unto the Publike uſe, in reference to y^e 100^{lbs} they received for y^e

Colony schoole, or else leave y^e matter to be issued by indifferent men.

The Towne Confidering of it did by vote Conclude, to relinquish their Right in the two great guns, if y^t would satisfie.

The busines about herding of dry Cattle, & keeping them at a distance, & burninge of y^e woods; Alsoe for planting of some quarters with Indian which the order allowes not, and to Consider about fwine, how Corne may be secured; These things was left to y^e Court and townes-men.

The gate at Henry Morrills agreed to be mended at y^e townes Charge.

M^r Jones minded y^e towne of y^e great disorder of persons running of horses in the towne, notwithstanding all y^t hath been ordered & spoke against it.

[87] AT A GEN^{ll} COURT HELD FOR NEWHAVEN APRILL 30th 1666.

M^r Jones acquainted the towne, that there was many things to be Considered, and therefore he desired y^e towne would keepe together untill matters were issued, and soe proceeded to fundry Elections:.

James Bishop Chosen Secretary or Recorder, Henry Glover Chosen Treasurer, for y^e towne for y^e yeare ensuing.

Henry Rotherford, Benjamin Ling, Roger Alling, John Herri-man, Jn^o Gibbs, W^m Andrewes and John Ponderfon Chosen Townes-men for y^e yeare ensuing.

L^t Thomas Munfon & James Bishop Chosen deputies for the Gen^{ll} Assembly to be held at Hartford the 10th of May next, & Cap^t Jn^o Nash the 3^d man.

L^t Tho: Munfon & W^m Andrewes voted to be nominated for Commiffion^{rs} to be added to y^e rest (if need be), M^r Gilbert being gone to delaware.

Henry Bristow Chosen to gage Caske for this yeare according to y^e Law.

Ordered, That y^e Lawes of Connecticutt be Recorded at y^e Townes Charge, and left to y^e Treasurer to get it done.

Ordered, That y^e Cap^t & y^e other Military officers Confider of, & order a guard for y^e Lords dayes & other dayes of Publike Worship, & to allow y^m what encouragem^t may be thought fitt.

Ordered, That whatever perfon fhall fitt in y^e fouldiers feates, that is not one of y^e guard appointed, he fhall pay for every time foe tranfgrefsing 12^d; and upon complaint by y^e Serj^t to the Conftable, he fhall forthwith diftreyn it.

The Law of Surveyo^{rs} was read, and Sam^l Whitehead & Thomas Powell were Chofen according to y^e Law to fee after y^e mending of high wayes.

It was propounded about y^e necke, & y^t fome care may bee taken that it might be for y^e ufe intended, haveing been at fuch Charge about fence & gates: James Heaton & Mofes Manfield appointed to looke after it, & fee y^t the gates, & fences be fet up, & other orders attended about it.

Ordered, That any fwine above a quarter old, that fhallbe found in any Cornefield, or other inclofure wth out Yoake when any Corne is upon y^e ground, that y^e owners of y^m pay 12^d a piece & dammages; and for all Lefser pigs to pay 6^d a piece the firft time, and then not to be found abroad about towne without yoake under y^e fame penalty.

It was propounded about dry Cattle, as y^t which Co^{rt} & Townesmen thought necefsary, viz; That the dry Cattle be herded in two herds for a moneth, & that if any dry Cattle ly in y^e Herds walke, to pay according to former order, and y^t the men of every Herd apoint a man to fee this order attended: This order was left to y^e townes-men to doe as they fhall fee Caufe.

The Townes-men p^rfented to y^e towne Viewers for the fences of the feveral quarters, & was by vote Confirmed for this yeare their names as followth.

[Blank space in Records.]

AT A GEN^{ll} COURT HELD FOR NEWHAVEN MAY. 8th 1666:.

M^r Jones acquainted y^e Towne, That M^r Shearman was now in towne in purfuance of y^e Gen^{ll} Afsemblies order y^e laft yeare, to tender y^e freemens oath to our p^rfent freemen, & to as many

others of y^e towne as should orderly p^rsent themselves & be found fit: After some debate M^r Shearman was sent for, & the ffreemen Called, But there was onely M^r Henry Rotherford, Henry Glover, M^r Tho: Yale, John Winton, M^r James Rufsell, Ralph Lines, ffrancis Browne, Jeremiah Osborne & Henry Bristow tooke oath, & y^t according to y^e tearmes of our submision.

[88] AT A GEN^l COURT HELD FOR NEWHAVEN JUNE. 11th 1666.

After y^e names were Called, And the orders of the Gen^l Afsembly in May Last read to y^e Towne, M^r Jones acquainted y^e towne with the provison, that y^e Gen^l Afsembly had made for this towne in respect of Commisfion^{rs}, therefore he desired they would take oath. But M^r John Davenport junio^r & Cap^t Jn^o Nafh was not there by reason of some necessary hinderance & foe onely M^r Mathew Gilbert & James Bishop tooke oath as Commisfion^{rs} according to y^e tearmes of o^r submision.

Jn^o Cooper senio^r informed y^e towne, that y^e Corne in y^e Beavo^r Pond field was in danger of fpoyling by hogs, y^e damme being broke, & therefore desired liberty of y^e towne for 5 or 6 men, to goe & make up some fence there, which accordingly was graunted him.

The Townes-men appointed to be Lifters, or any 3 or 4 of y^m, to make a lift of mens Eftates according to Law, and y^e inhabitants had notice to bring in y^r bills to y^m within a fortnight.

The Committee for y^e necke appointed to meete at M^r Jones his house about an houre before sunfet to-day.

Ralph Lines, Thomas Beamont, & Abraham Dickerman, appointed, to see that young persons be not disorderly at meeting, on dayes of Publike worhip, & first to acquaint their Parents with it, & then the Authoritie, if the first p^rvaile not.

Mathew Moulthrop senio^r, appointed to take Care at y^e iron workes & see y^t persons doe attend y^e ordinances on Lords dayes; and alsoe to looke after other disorders there, & p^rsent y^m to Authority.

The Townes-men appointed to Consider about a Gallary, & other repayres of the meeting house, & make report to y^e towne at the next meeting:

Timothy fford, ffrancis Browne & Thomas Kemberly junio^r were desired to looke after the three great quarters, y^t have indian in y^m, & see y^e orders attended about pounding of Cattle, untill y^e next towne meeting.

Ordered, that one halfe of y^e penalty of horfes & other Cattle Bayted in quarters contrary to a former order made June 27th (64) be to y^e plantation, & the other halfe to y^e pounder or profecuto^r.

Ordered, y^t the Charge of mending publicke high wayes & Bridges, be pay^d out of y^e towne Treafury as formerly.

The Court & Townes-men appointed a Committee, to Confider with other perfons Concerned, how the inhabitants of y^e towne may be supplied with fhooes.

Joseph Tompfon Chose Thomas Harrifon, (his father in law*) to be his Guardian & for his Eftate.

AT A COURT HELD AT NEW HAVEN JULY. 3^d 1666:.

M^r Benjamin Ling informed the Court, That there hath been complaints brought to the Townesmen of Cutting wood for the ironworkes Contrary to their agreement, & they desired redrefse of it, but nothing was done in it at this time.—

Jn^o Alling & Ephraim Pennington being upon y^e Watch June 2^d 66: were Called to relate how they found matters y^t night? Jn^o Alling declared y^t they goeing over the Creeke about ten of y^e Clock in y^e night & as they was againft Hitchcockes houfe, they heard a great noyse in Wakefields houfe;† & comeing nearer they faw fome run out into y^e quarter, &c. The bufines being examined, it appeared that there was Jn^o Tharpe, Sam^{ll} Tharpe, Dan^{ll} Thomas, Elifabeth Thomas & Zubah Lampfon, (Benjamin Bunnill & his Wife being gone from home whoe lived there), the fd Zubah being left by y^e fd Bunnill & his wife to look after things in y^e houfe. [89] Benjamin Bunnill & his Wife Called &

* Dorothy, widow of John and mother of Joseph Thompson, married Thomas Harrison in 1655.

† The lots occupied by Mathias Hitchcock and John Wakefield were on the west side of the west creek.

told y^t he had heard what was sd about night-meetings at his house, He sd That they Left Zubah Lampson to looke after things in the day, & to ly at some neighbo^{rs} house & mentioned goodman Thomas his house & her mother Lampsons: But he was told of his flightnes herein in Leaveing things with her, & not take Care himfelfe, whom he knew to have been foe faulty formerly, &c. The Co^{rt} haveing Considered of the Cafe p^rented, & upon Consideration of their acknowledgements, though they had thought of a higher fine, yet hopeing it may be a warneing to them for the future, did onely Sentence them to pay five shillings a person viz, Benjamin Bunnill, Jn^o Tharpe, Sam^l Tharpe & Dan^l Thomas: Elifabeth Thomas was onely past wth a ferious admonition to take warneing for y^e future, or else this would be brought as an aggravation against her:

Zubah Lampson Called three times but answered not, though it was sd she had notice of it, for which Contempt & her oth^r miscarriage shee was fined ten shillings the ninth of this moneth.

Jonathan Lampson (upon y^e desire of his father in Law M^r Jn^o Morris*) ingaged to give an acquittance to his mother in Law, for what he had received of her in reference to his portion given by his ffather in his Last Will.—

The sd Jonathan alsoe (being complayned of for putting his horse in the quarter ffettered & not looke after him) ingaged to pay two shillings six pence to the Treafurer according to order.

AT A GEN^l COURT HELD FOR NEW HAVEN JULY. 9th 1666:.

M^r Jones acquainted the Towne, That the occasion of the meeting was to Reade his Maj^{ties} Declaration of Warre with the ffrench, which accordingly was Read to the Towne wth an order of the Governo^r & Councill.

John Chidfey & Thomas Beamont haveing been formerly Chofen fealers for Leather & fworne, was now Confirmed untill May next under their former ingagement.

* Elizabeth, widow of Thomas and step-mother of Jonathan Lamson, married John Morris in March, 1666.

William Holt appointed to take notice of the Cuftomes of Wine and ftrong Liquo^{rs} according to Law.*

Abraham Dowlittle allowed fix fhillings for Warneing Towne-meetings before there was Conftables Chofen.—

AT A GEN^l COURT HELD FOR NEW HAVEN AUGUST. 7th 1666

M^r Jones acquainted the Towne with the occafion of the meeting, & firft he acquainted them with the Reafons of the appointing a military Watch with other things to be Confidered, there being fuch an appearance of danger by fea as we have heard of, that the whole Countrey is as it were Alarmed by it.† Therefore he defired to know the Townes mind, whether they would have a military Watch Continued or noe? The Towne Confidering of it did Order that a military Watch be Continued at p^refent, And Left it to the military officers Advifeing with y^e Court to Alter & order about it as they fhall fee Caufe.

The orders about the watch was read & by Vote Confirmed with thefe variations, as firft Tollerating of two to fleepe at a time whofe turne is neither to Walke the rounds, nor keepe fentinell; 2^{ly} The M^r of y^e Watch had liberty to be at y^e watch houfe Within a houre after funfett.

Joſeph Alup his fonne freed at p^refent from watching, he being to watch and Attend his Vefsell Laden in y^e harbour.

[90] It was propounded about the great gunns of fitting them for fervice, and after debate It was ordered, That the great Gun y^t is ours at the water fide be fitted for fervice, And it was left to the Military officers and Townesmen to get it done, And alfoe to get y^e other fetch^t from thence.

AT A COURT HELD AT NEW HAVEN AUGUST. 7th 1666:

Thomas Pinion called to anfw^r for his drunkennes which he was Charged with & had been examined about, y^e 2^d of this infant, & confeſed by him; he was Wiſht to declare y^e buſines, &

* For the law on Customs of Wine see N. H. Records, ii, 145, 591.

† England was now at war with Holland and France.

where he had the Lique^{rs} &c? He fd it was at Ralph Rufells house; he spake to him to goe up & drinke a dram, & foe he did, & he thinks there was but about a quart drunke, & they dranke healths (W^m Collins began it), first to Jn^o Rofes daughter, & another to the Duke of Yorke, he being his fouldier &c.

W^m Collins was Called & told y^t he begins such wicked practises as was not knowne here,* It was fd That Goodw: Rufsell reported that he had fd that he intended to make them all drunke: He answered y^t he remembred not y^t he foe fd, but Confest he was drunke, & fd the Lique^{rs} was bought of goodman Tiler by Jn^o Rufsell to y^e quantity of 3 gallons &c. Mary Pinion the wife of Thomas Pinion Charged alsoe y^e fd Collins with Attempting to violate her Chastity more then once, And declared That on the 2^d day was 7night in y^e morneing wⁿ shee was at worke wthout doores the fd W^m Collins came & told her there was a friend of hers would speake with her at goodm Rufells; she asked him, whoe? He at first would not tell her, but after fd it was her husband; then he strove wth her & tooke her up in his armes & Carried her in a doores, but she got out from him twice, but after he threw her upon the bed & fd he would ly with her, but she fd he should not. He fd he had a Commisison from her husband, if she would give her Consent, But she answered y^t her husband had noe such power over her as to make her fin. He not forbearing she Cried out & then he went away: old Pinion testified to y^e truth of what his daughter had said of her Crieing out, he thereupon comeing; & fd further, y^t the fd Collins called to her & fd, that if she would not, he bid her be hangd. Leonard Austine alsoe testified y^t he saw y^e fd Collins striveing wth the woman & Carrieing her in a doores.

Jn^o Potter alsoe Testified; That he saw y^e fd Collins & this woman builing together, & heard her say that this ffellow had been hunting her about, & y^t shee could not be quiet for him.

W^m Collins was asked, what he had to say to what was Lay^d against him, He answrd y^t he remembred it not, he was in drinke, but he accepted of the Testimonies without oath: He was asked w^t he fd to his former attempt. He denied it, but he was told y^t when he was examined about it before authority, He then fd y^t what he fd was in jest; He was told y^t he was not fitt to live

*Collins had recently removed hither from New London, and married Sarah Morrill in the following January.

among a people: And after some time of Consideration he was againe Called & asked if he had anything to say to y^e Co^{rt}. He answrd y^t he was sorry for what he had done. He was asked what that was? He answered what he was accused withall, but being overcome with drinke he remembred not his Carriages.

The Court by way of Sentence declared, That y^e sd W^m Collins for these miscarriages be severely Whipt, for a warning to himselfe & others; and being here without Licence, that he give Bond for his good behavior while he stay, or else the Court shall take further Course about him.

[91] Tho: Pinion Called & asked if he gave Collins such a Commission to abuse his wife. He answered Noe: He was told the greatness of his sin in being soe drunke as indangered not onely himselfe, but his wife & child of being drowned to helpe him.

The sentence of y^e Court is y^t according to y^e law he pay 20^s (for being drunke in a private house) to y^e treasurer.

Ralph Rufsell Called, It was answrd y^t he was not well & he left himselfe to y^e Court, & Haveing been examined & found to have drunke to excess & to have suffered this drunkennes in his house: Therefore the Court by way of sentence declared That according to Law he pay 10^s for suffering such things in his house: and 3^s: 4^d for his excess in drinkeing.

Jn^o Rufsell was alsoe Sentenced for his excess in drinking to pay 3^s 4^d.

Jn^o Tharpe & Rebeckah Potter* was called; the sd Rebeckah haveing Charged y^e sd Tharpe wth abuseing her, & being y^e father of y^e Child she now had; She was told y^t she was a sad object before y^e Court, & therefore was now called to speake the truth in y^e Case Concerning the person shee Charged to be y^e father of her child, & was told y^t god had spared her life wⁿ shee was in danger, they desired shee might improve it for her good:

Shee answered, That one time as she was comeing backe from y^e mill John Tharpe was in y^e way gathering of nutts, & he tooke hold on the horse bridle & puld her downe & would have her gather nutts, & they went a little way together, & he sd he would ly with her, but shee objecting against it, he answrd y^t he would doe a mayd noe wrong with that, & then he had the use of her

* John Tharpe, or Thorpe, son of William; and Rebecca, daughter of William and Frances Potter. Each of them was now about 23 years of age. She married in 1667 Thomas Adams.

body, & foe he went away; this was in indian harveft Laft. The 2^d time was at goodm Clarks at hulking time. The day before fhe fd fhe went to the Towne & fpake to John Tharpe and Sam^l Cooke to come up to hulke at her mothers, & foe they came the next night, & when they had done hulking as they was goeing home to y^e towne, they called in at goodman Clarks houfe where fhee was, (goodm Clark & his wife being gone to Connecticut & haveing leave of her mother for her to be there while they came home), then Jn^o Tharpe tooke her by the hand & defired a private roome to be with her in; Martha Wakefield* told her fhe might goe into the ftone Roome & foe they did, & was there an houre or more together; & in y^t roome was a bed & John Tharpe lay downe upon the bed & puld her downe & fd he would have the ufe of her body & fd againe as before that he would doe her noe wrong, that is, fhee thought fhe fhould not be with Child & foe it would not be knowne, &c.

The midwife was called to know w^t fhe had to fay in y^e Cafe? whoe anfwrd That in y^e time of Rebeckahs greateft extremity fhe put her to it to fpeake the truth about y^e father of the Child, & fhe fd that there was noe other but John Tharpe had anything to doe with her upon that account: & he was the father of the Child.

John Tharpe was called & asked what he had to fay heareing what he was Charged with? He anfwrd, That he Could not accufe himfelfe, he Confest y^t he fee her the firft time pafs by him, but he fd nothing to her except it were, god be wth you; But Rebeckah replied in Co^{rt} to his face that fhe could fhew him the walnut bufh he tyed her horfe too: And for y^e 2^d time, though he denied y^t he was in y^e ftone roome wth her, yet he Confesed he was with her alone in another roome halfe an houre, but denied y^e fact Charged. The Court haveing heard what he Could fay, & findeing him falfe in his anfw^{rs}, & rendering himfelfe apparantly fufpicious of being guilty of y^e fact Charged by feverall circumftances, did by way of fentence declare, That the John Tharpe be feverely Whipt & kept in Cuftody untill he give Bond for y^e keepeing of y^e child. And for Rebeckah Potter, The Court haveing told her the greatnes of her fin by way of Sentence declared, That though her fact deferves the like

* Daughter of John Wakefield, born April, 1650. Her father died in 1660, and her mother was now wife of goodman (James) Clark.

punishm^t, yet Considering her worke as a nurse that she only pay two pound ten shillings fine to y^e treasury, & stand by John Tharpe when the sentence is inflicted on him.

[92] Samuell Cooke fined ten shillings for night walking.

John Potter Having given offence in County Court June Last & being Left to N-Haven Court to take satisfaction, hee now Voluntarily desired to acknowledge his evill, and Confessed the passion & disturbance of his spirit at y^t time & desired it might be past by, which accordingly y^e Court did:.

After the inflicting of the punishment upon W^m Collins & John Tharpe according to Co^{rt} sentence: Nathaniell Tharpe fell into some distemper of spirit & kind of distraction & Caused some tumult & disturbance, at which time Joseph Tuttle & John Gold came & spake words very dissatisfieing about the punishm^t of those offenders, which being taken notice of they was called in question about it, & Ephraim How, Joseph Mansfield & Edward Keily informed against y^m, & the Co^{rt} Considering y^e nature of their offence bound the sd Joseph Tuttle & John Gold over in 20^{lb} bond a piece to answer at y^e County Court to be held at N-Haven the 2^d wednesday in November next, which accordingly they engaged.

AT A GEN^{ll} COURT HELD FOR NEW HAVEN SEPTEMB: 11th 1666:.

After y^e names were Called, The orders of the Gen^{ll} Assembly held at Hartford July. 26. (66) were read to y^e Towne:

Sam^{ll} Blakely & Jere: Hull freed to helpe goodw: Rose about unloading y^e Canoes of Hay:

John Winston & Edmund Dorman freed to attend about M^r Streetes Hay.

The Law about Alarmes was read to the Towne and the Towne ordered to attend it.

The Townesmen ordered to gett the gutters & feiling of the meeting house mended, & whatever else is necessary about it, And power given y^m to pers men to doe it if need require.

The neck Bridge ordered to be mended by y^e surveyors:

The military officers & Townes-men appointed as Committee to

looke after the great gunns, & order both for the placing of them, & getting shelter over them as they shall judge necessary./

The admittance of young men to sojourn & board in families was Committed to one or more of the magistrates to give license upon y^r approbation.

David Atwater appointed for y^e p^rsent, upon notice from y^e Constable, or any other appointed for y^t worke, to give notice to all y^e farmers on both sides y^e East River to attend y^e Towne meetings; Mathew Moulthrop senio^r to give notice to those at Itony River & Southend, And John Clark to all the farms on the west side.

Ordered That all inhabitants be for y^e future warned to attend Towne meetings under y^e same penalty as freemen & Planters.

Upon Consideration of much sin Committed at times of husking indian Corne, It is ordered That noe single person or persons whatsoever in this plantation shall meete together upon p^rtence of husking indian Corne, out of the family to which they belong, after 9 of y^e Clock at night, unless the Master or parent of such person or persons be with them to p^rvent disorder at such times or some fit person intrusted to y^t end by the sd parent or master: And whatever person or persons shall be found to transgress this order, they shall be lyable to y^e penalty of the Law against night walkers.

[93] ATT A COURT HELD AT NEW HAVEN SEPTEMBER. 11th 1666:

Thomas Algur, servant to Cap^t Hatfield,* complained of for disorders in his house at an unreasonable time of night by drinking & quarrelling &c. discovered by y^e watch, was now called & upon examination he wth others p^rsent, was Convicted of Excessive drinking, of Rumme first at ordinary, then added to y^t more at home, for y^t Edward Bunce & hee quarrell & fight; for which disorders they was all sentenced as followeth: first, Thomas Algur for his Excessive drinking being y^e first time, fined 3^s: 4^d, and for his sinfull entertainem^t of persons at such an unreasonable time 10^s.

* Henry Hatsell, who had come from London a few years before this, died in 1667.

Edward Bunce for his Excefsive drinking being y^e firſt time, fined 3^s: 4^d, and for his quarrelling & fighting y^t night 10^s.

John Thomas junio^r being one alſoe was Called, & told y^t he is uſually one in all ſuch diſorders, he was told of y^e greatnes of his evill in haveing been often warned & fined by y^e Court & therefore ſhould have tooke warneing above others, knoweing alſoe how his father ſtands under Bond for his better behavio^r, but ſeeing former meanes p^rvaile not The Co^{rt} ordered him now to pay for his Excefsive drinking, being y^e 2^d time, 6^s: 8^d, & for his diſorderly night meeting ten ſhillings.

John Browne & Sam^l Browne being Called, anſw^r was made that they were gone to Boſton, ſoe y^t which Concerned y^m was referred to another time.

AT A GEN^l COURT HELD FOR NEW HAVEN OCTOBER 1st 1666:.

Mr Jones acquainted y^e towne y^t y^e Conſtables had an order for y^e ffreemen to Choofe deputies for y^e Gen^l Aſſembly at Harford: And the votes being given in, It appeared That James Biſhop & John Cooper ſen^r were Chofen Deputies for the Gen^l Aſſembly held at Harford this infant octob^r.

Mr Jones propounded to y^e towne y^t they would now p^rſent ſome in nomination for Aſſiſtant againſt next May Co^{rt}; he acknowledged the Reſpect of the Towne hithertoo, But he ſaw grounds now to retreat.

The Court & Townesmen wth Mr John Hodſhon & Mr W^m Tuttell appointed to Auditt the Towne Treafurers Account for the yeare ('65).

Ordered, That y^e Treafurer take Care about providing for the Aſſiſtant and deputies what is neceſſary for their journey to Hartford.

The townesmen acquainted y^e towne wth y^e neceſſity of a Rate to bee lay^d, there being many expenſes in y^e towne about meeting houſe, priſon, Bridges, & great guns, &c, upon which It was ordered That a ſingle Rate be lay^d upon all y^e inhabitants, halfe of it to be payd at or before the firſt of Novemb^r next, & the other halfe at or before y^e laſt of March next Enſueing.

John Hall propounded to y^e towne about bad grinding of Corne at mill, he thought the towne had great Loise thereby; upon which The townes men were appointed to looke after the bufines, take in Complaints and fee to y^e provideing of another Miller if need bee, and to fee y^t other things be attended about y^e mill according to Covenants.

ATT A COURT HELD AT NEW HAVEN OCTOBER. 2^d. 1666:.

Jury
M^r Benjamin Ling
M^r John Hodfihon
John Gibbs
Roger Alling
John Herriman
Abraham Dowlittell

Will^m Bafsett of New Haven Plaint: }
Jonathan Tuttell of y^e fd N-H: Defend^t }

In an Action of afsault and Battery for
beateing & abuseing his fonne Sam^l Bafsett
to y^e value of ten pounds:

The Plt. declared y^t he fet his fonne Sam^l to make hay for goodman Benham, his other fon* being gone to helpe others y^t were fick, & Jonathan Tuttle came to him in M^r vangoodenhoufe his meadow where his fon & Jere: Osborne junio^r were workeing, & threw him downe & kick^t him & tooke him by the Belly, &c. The Defend^t denied that he either threw him downe or kick^t him, But y^e Evidences being p^rfented, [94] The jury brought in their Verdict as all agreed: That they find for the Plaintiffe forty shillings dammage & Cofts of Court.—

The Court haveing Confidered of the Verdict, & the liberty given them by y^e Law, to moderate y^e dammage as they see cause, did order that the defend^t pay onely 20^s dammage, & foe ordered Judgem^t to bee entred accordingly.

Samuell Cooke haveing made complaint of great abuse y^t hee mett withall at Jonathan Tuttells amongft a company y^t were hulking there,

The Court haveing Examined the whole bufines saw Cause to sentence as ffolloweth: Jonathan & David Tuttle fined 10^s betwixt y^m as being the inviters & Entertainers.

Simon Tuttell & Eleazar Stint fined 10^s a piece: John Gold, John Thomas jun^r and Daniell Thomas 5^s a piece.

* John, elder son of William Bassett, was now in his 14th year, and Samuel in his 12th. Jonathan, son of William Tuttle, was 29 years of age.

Hachaliah Prefton being alfoe one of y^m, but not now being in towne was refpited, but after he appeareing before the Court was fined 10^s—

ATT A COURT HELD AT NEW HAVEN NOVEMBER. 6^t 1666.:

Samuell Browne being bound over (upon Examination) to this Court to anfw^r for his drunkennes y^e 29th of octob^r Laft, whoe now appeared & defired to fee his accufers & did not owne y^e Charge of being guilty of drunkennes;

Then the witnefses was Called, And firft John Cooper fenio^r testified, that he faw Sam^l Browne & Jofeph prefton y^e day before mentioned come downe the Streete by his houfe in a ftrange manner holding one another by the hand generally, & when they let goe Jofeph prefton fell downe againft W^m Bradlies, & he thought they was diftempered wth drinke, & then they went up y^e neck lane & fate downe under M^r Jones his fence. M^r Jones alfoe declared y^t he commeing out of his orchard faw them goe hand in hand & ftaggering along as they went, & meeting wth David Tuttell (whoe came from y^m) & fpeakeing wth him about y^m, he was loath to fpeak but fd he thought they was in drinke; foe he fent him for the Conftable but he being not at home Jn^o Tod came, & he, Jofeph Bradly & John ffoft went up y^e neck lane after y^m, & Jofeph prefton went over y^e ffence into y^e bufhie Lott & fell downe & dirted his face, and Sam^l Browne lay under y^e ffence betwixt y^t lott & y^e little quarter & was afleepe, & there lay vomitt neare his mouth, & then he goeing over into y^e quarter to run away fell downe on his head, &c.

The Co^{rt} Confidering y^e Cafe firft of Samuell Browne, firft in reference to his p^refent drunkennes Charged & proved, did by way of fentence declare That it being y^e 2^d time, That he pay as a fine to the Treafury according to law 20^s: & for his former unfeafonable & excefsive drinking at ordinary & at Thomas Algurs houfe (it being excefs after drunkennes) y^t he pay 6^s 8^d & for his being there at fuch an unfeafonable time wth out leave of parents 10^s.

John Browne for his unfeafonable tiplinge after 9 of the Clock at night fined five fhillings.

And for Jofeph Prefton he fd he Could not deny but y^t he was in drinke, for which drunkennes, being but the firft time, he was fined 10^s.

AT A GEN^{ll} CO^{rt} HELD FOR NEW HAVEN NOVEMBER 26th 1666:

The orders of the Gen^{ll} Afsembly in octob^r laft were read to the towne. The Conftable gave notice y^t thofe y^t were behind wth their Rates would bring them in.

John Herriman propounded to y^e towne to lay downe y^e ordinary, himfelfe & wife being ancient,* & not foe fitt to manage it as formerly, & further fd y^t they would provide themfelves, they fhould goe on for a quarter of a yeare longer.

[95] ATT A COURT HELD AT NEW HAVEN DECEMBER. 4th 1666.

Jury
W^m Andrewes
L^t Tho: Munfon
Roger Alling
Nicholas Elfey
Abraham Dowlittell
Jere: ofborne

The jury Called & tooke oath:—

M^r Jones declared y^e occafion of Calling a jury at this time and fd, That it was well knowne that there hath beene a fcandalous Reporte about two barrills of Porke not merchantable expofed to fale by M^r John Hodfhon, & the bufines hath been complayned of to authority & examined once & againe, and perfons p^rfsed to fpeak what they Could in the Cafe, and y^e perfons accelsary hath been fpoke with, viz M^r John Hodfhon, owner, & Henry Bristow, Packer of y^e fd Porke.

M^r Benjamin Ling Called & appointed by order of Court, as an Attornie on behalfe of the publike, to impleade y^e fd M^r John Hodfhon and Henry Bristow, whoe declared, That it is found y^t y^e Porke is falfe packt, pretty good at both ends, & bad in the middle, and about 21 or 22 leggs in one, & 19 in the other, a thing difhonorabie to god and fcandalous to the place, &c. And firft he directed his fpeech to Henry Bristow, y^e packer, y^e meate being under his marke, defireing him to anfw^r:

Henry Bristow anfwrd not guilty of packing y^t meate in that order, the Barrills & mark he owned, but y^e meate in y^t order & kind he owned not: He being asked if he knew not why it was returned from y^e Bay? Answered, That he onely was told that it was a dead markt & would not off, & foe when he looked on

* He lived for 17 years longer and his wife for 15. Their oldest son was now a Senior in Harvard College, in his 20th year.

it y^e first time, it wanted nothing as he saw, apprehending it had been as hee Left it wⁿ he repacked it before it went into y^e Bay, and the 2^d time he was onely desired to open the Barrills, & call M^r Hodfthon & the merchant.—

Then M^r Ling declared against M^r Hodfthon as the meate being false packt, & that it appeared to be refuse meate :

M^r Hodfthon answered that he knew nothing but that y^e meate was proportionable. M^r Ling desired that Tho: Trowbridge, Ephraim How & some others y^t was then in y^e Bay might speake w^t they knew in y^e Cafe, whoe having their oath given y^m spake as followeth: Henry Glover testified, y^t he was there wⁿ he saw the Packer at worke about M^r Hodfthon his meate, and some he repackt & whether all he knew not, & some Leggs & other pieces he saw y^e packer throw by, but what he did wth these he knew not, & further faith not :

Thomas Trowbridge testified, y^t he saw y^e packer throw by some meate, and refused it, & sd it would pass, & he saw M^r Hodfthon with him, & prayed him to put in what he could, & Thomas further sd that the packer told him that the meate was very bad.

Ephraim How testified, that he saw sundry of the Barrills opened, though minded them not soe much, &c. and the packer complained in generall of y^m all as rusty, & upon y^e Complaint there was a litle pause, But M^r Hodfthon prayed him to make up as much as he Could & put his seale upon them, and y^e sd Ephraim further sd y^t at other times there is leggs sometimes & other off all meate & they bring it up.

John Hancock testified, That he walking upon the Dock, saw M^r Hodfthon & the packer together, & M^r Hodfthon tooke up a piece of meate in his hand, & carried it to the packer, & prayed him to put it in, & told him y^t he was harder with him then others of our towne, & that he had put off sundry Barrills which he had refused.

John Holt sd he was not well at y^t time, & Could say nothing to it, but he had heard that there was Leggs refused at Boston & brought up hither. M^r John Maltbie & M^r W^m Browne was Called to speake what they knew about this meate since it was sent to new yorke: W^m Browne sd y^t he being at new yorke M^r Stavely desired him to send for y^e porke, for he sd M^r Burton would not have it all, and his order was to sell all or none; soe

he sent for it, & as he was takeing it into the house, Cap^t Willett asked him if he had looked on it? & he sd noe. Then he sd y^t he saw it opened upon the Bridge, & magotts skip out of it: foe he sd y^t he tooke it & brought it away in y^e floope a weeke after. [96] M^r John Maltbie sd, y^t all that he Could say was upon hearefay, onely y^t he asked M^r Hodfihon if he Could helpe him to some porke? at first M^r Hodfihon sd hee Could not, But after when y^e floope was come in he told him y^t he might helpe him to some, & foe he had one barrill of him & got it mark^t & sent it aboard.

M^r Hodfihon was asked whether this meate was repack^t in y^e Bay? He answrd, yea, the packer was to doe it; then he was asked whether by his order? He answrd, yes, the packer was to doe it; then he was asked whether he would Charge the packer in the Bay with it? He answrd, that he would not Charge y^e packer in the Bay wth fraud. But he sd for himfelfe he was as ignorant as any in the Court of the meate being done in such a manner, & further sd that he Could Attest upon oath that he never ordered any to repack it, neither did he know of any y^t did it but these two packers.

The jury having heard & Confidered of y^e Cafe, brought in their Verdict as all agreeing, first in reference to M^r Hodfihon, That they find for the Publike y^t y^e defend^t M^r John Hodfihon is guilty of ffraudulent dealeing, in felling two barrills of Porke for good & merchantable, when he knew it was the refuse of many barrills of pork in y^e bay, & that thereby is much wrong done to y^e place, & y^e publike officer y^e packer, but in reference to y^e damage they leave y^t to y^e Court.

The Court having Confidered of y^e Verdict did approve of y^e same, And in reference to y^e dammage doe sentence those two Barrills of porke to be forfeit to y^e publick, & foe ordered Judgem^t to bee entred accordingly and ordered y^e meate to be feazed & y^e Conftable to see y^t y^e packers marke bee Cut out of those barrills.

And in reference to Henry Bristow, y^e packer, the jury returned, That they find him not guilty, not knoweing how farre his oath extends, and because he did as much as was desired, & because he had repack^t this meate about three weekes before & he knew nothing but it was y^e same that he repack^t before it went into y^e

bay, neither did they find y^t he was bound by his oath to repack any mans meate without y^e owners order.

The Court Confidering of y^e Verdict, did see Cause to Concurr with it & ordered Judgem^t to be Entred accordingly, but yet left a ferious warneing with y^e fd packer to be more Carefull for the future, y^t noe fuch Confequent fall out hereafter.

Samuell Tharpe & Mary Benton Called to give anfw^r for their great fin in Committing ffornication together;* They both owned themselves guilty of y^e fact; they was told y^e greatnes of y^r fin & the hardnes of their hearts y^t foe little sorrow appeared in y^m & was told y^e words of Solomon y^t a high mind goes before a fall; & he was minded of his pride & how offensively he had Carried formerly both to his parents & to y^e Co^{rt}, &c. fhe then Confessed her fin to be great in y^e fight of god & desired oth^{rs} to take warneing by her Example, & fd that she was troubled for y^e difhono^r y^t was done to god by it & greife to his people, & fhe hoped god would give her true repentance for it.

The Court having Confidered of y^e Cafe proceeded to fentence and firft for Mary Benton they declared, y^t Confidering y^e fharpenes of y^e feafon, & her p^refent Condition as being a nurfe, they fhould forbear Corporall punifhm^t (though y^e fact deferved it) & Judged her to pay a fine of 3^{lb} to y^e Treafurer.

And for Samuell Tharpe, though they judge him to deferve fervere Corporall punifhm^t, yet Confidering y^t he never denied y^e fact & have ingaged marriage, The Court did judge him to pay a fine of 4^{lb} before y^e next Court, or Elfe be Corporally punifhed. W^m Tharpe his father ingaged to fee y^e ffines pay^d, or Elfe for his appearance according to fentence.

[97] october 2^d 1666:.

Martin Tichinor doth Alienate for ever to Henry Glover one houfe & land & meadow formerly belonging to john Charles, as by a deed of Sale from y^e fd Charles unto y^e fd Tichinor doth more fully appeare.

* A child had been born to Mary, daughter of Edward Benton, of Guilford, on October 31, 1666, which was owned by Samuel Thorpe. They were married on December 6, 1666.

John Chidfey doth Alienate for ever unto Richard Johnfon one houle, homelott & two acres of Land, as by a writeing under y^e hand of y^e fd Chidfey & witneffed doth more fully appeare.

Richard Johnfon doth Alienate for ever unto W^m Johnfon y^e aforefd houle & homelott, as by writeing more full appeares.

W^m Johnfon doth Alienate for ever unto John Winus* the fd houle & homelott, as by writeing more fully appeares.

Memorandum, y^t y^e aforefd houle & home lott lieth betweene Ephraim penningtons & a lott formerly belonging to M^r Wilkes, & y^t y^e homelot is but a part of y^e firft graunt, there being part of it graunted to y^e fd pennington in way of Exchange for other Land.

Thefe Alienations fhould have been Entred before in y^e Record of october Co^{rt} but omitted.

AT A GEN^{ll} COURT HELD FOR NEW HAVEN JANUARY. 15th 1666:.

The Warrant from y^e Treafurer at Hartford to y^e Conftables about Collecting y^e Countrey Rate & this townes part of 60^{lb} (which was to be pay^d to M^r Roffiter† as y^e Deputies informed y^e towne) was now read to y^e towne, upon which a Coppy of a proteft given in to y^e Gen^{ll} Afsembly by y^e Afsiftants and Deputies of New Haven, Milford, Guilford & Branford againft y^e Gen^{ll} Afsemblies act about paying this money to Rofsiter, was alfoe read; upon The Towne By full Vote declared, noe man oppofing, That they Joyned with y^e fd proteft & ordered y^e warrant to be Recorded w^{ch} is as followeth:—

M^r Jones acquainted y^e towne wth fome reports y^t M^r Winthrop wrote about in reference to y^e ffrench, and defired y^e towne y^t they would not be fecure.

* Winus, probably a Dutchman from Manhattan.

† For an account of the troubles with Rossiter, see B. C. Steiner's Hist. of Guilford, 107.

The oyfterhellfield was Left to the Townes-men to lett to y^e best advantage of the Towne.

It was alſoe left with the Townes-men to ſpeake to ſome fitt perſons to get up the horſes y^t are in y^e woods y^t they may not periſh.

Deacon Peck propounded to y^e towne y^t they would take Care that y^e Elders may be ſupplied with Wheate.

[98] ATT A COURT HELD AT NEW HAVEN FFEbruary 5th 1666.

Elifabeth Morris, Late wife to Thomas Lamplon deceaſed, doth by her p^rſent huſband John Morris Alienate for ever unto Jonathan Lamplon (in reference to his portion) halfe y^e meadow by the fferry y^t fide of it next to the Red Rocke, and 17 acres of Land lieing in the ſubburbs quarter, bounded by Roger Allings land on y^e north and Edward Perkins on the South, the Harbour on the Eaſt; and 30 acres on y^e weſt fide, 20 of it bounded by Buds Lott on y^e South, and L^t Seilies on y^e north: 5 acres of it lieing betweene y^e Clubs & the other in y^e field Called Springfield; this together with other perſonall Eſtate ammounting to the full ſomme of 40^{lb}: 12^s: 06^d, which y^e ſd Jonathan Lamplon acknowledged to have received in full ſatiſfaction of his portion, & hereby did give her a full diſcharge.

Edward Preſton, Attornie on the behalfe of John Hathway of Tanton, as admiftrato^r to y^e Eſtate of W^m Shepheard* deceaſed at N-H: he p^rſented his Letter of Attornie & a teſtimony under y^e hands of Walter Deane & W^m Harvie, y^t y^e ſd John Hathway was appointed by y^e Co^rt of Newplimouth Adminftrato^r to y^e ſd Shepheard's Eſtate.

Patrick Morran & John Roſe Called to give account of y^e ſd Eſtate. The ſd Patrick acknowledged y^t he had received y^e Eſtate according to Inventory, (onely y^t which was pay^d to John Roſe for his wives attendance on y^e ſd Shepheard wⁿ he was ſick) and engaged to give Bond y^t y^e ſd Eſtate ſhalbe forth commeing & to give acco^t how the Eſtate was diſpoſed:.

* He made his will, deſcribing himſelf as a ſhoemaker, of Taunton, Plymouth Colony, in March, 1664, and making his (wife's?) brother, John Hathaway, his adminiſtrator.

The Court findeing y^e Lett^r of Atturnie defective, ordered That y^e fd Edward Preston give sufficient security to y^e Court to save them harmles untill he bring a Certificate under the Secretaries hand of y^e Court of Newplimouth that y^e fd John Hathway is Lawfull Admiftrator to y^e Estate of y^e fd W^m Shephard deceased & foe to receive y^e fd Estate.

Goodw: Morrill was Called to declare y^e bufines Concerneing Wawatt y^e indian y^t was taken drunke: She fd y^t she came in to Elie: Brownes house to warme her, & this indian came in & he smelt of Liquo^{rs}, she told him y^t he was drunke, & then he called lieing flutt & old jade, &c; then she gave him a thrust with her hand, upon which he strooke her on the face & fecht blood.

Wawatt being Called anfwrd y^t he was drunk & knew not what he fd nor did, &c. Eli: Browne being called to speake how it was, declared y^t y^e indian comeing in at doore shee told him he had a bottle, upon which he called her old lieing Jade & old flutt, & then fate downe & fett downe y^e Bottle, & then she fd he was a lieing drunken rogue & stroke him on y^e eare, & then he stroke her as she fd, but he saw him not doe it, but he askt y^e indyan why he struck y^e woman, he fd his eare was fore, shee struck him: Goodw Morrill was blamed y^t shee should foe provoke y^e indian by bad Language & strikeing him, she fd y^t she was forry y^t she should doe foe:. Wawat was told y^t his drunkennes was noe excuse, & askt where he had his liquo^{rs} or wine? He anfwrd he had noe liquo^{rs} but wine, & he Changed snow shooes wth John Miles, & John [99] Miles told him y^t when he come againe he would give him one pint of wine, & foe he came to y^e ordinary & goodw: Herriman gave him one pint more & put it in a bottle, & he Carried it away, He was asked why she gave it him? He anfwrd because he was her friend. Goodw: Herriman was Called & told what y^e indian had fd: She anfwrd That as she had fd before, (viz: in her private examination) foe she fd now, that she gave him noe wine: But she fd her son Miles* did fetch him some wine in a quart pot, but not quite full, & he had it with her knowledge & Consent, & some of it he put in y^e indians bottle, & y^e indian dranke it or part of it & then would not be quiet, but her sonne must fill it againe, & foe her sonn she thinkes did, and

* John Miles had married Elizabeth, daughter of John and Elizabeth Harriman.

then they went together to her fons, & whether he had any more there she knew not, & whether he drank it out of y^e bottle or otherwise she knew not.

The Court told Goodw: Herriman that they was much afflicted in regard of the great dishonour done to god by her in this busines, etc.; then she turned away & said nothing to y^e Court. Now because John Miles could not be found, the busines Concerning y^m was referred to another Court.

Goodw: Morrill Called & told the mind of y^e Court, that for her breach of the peace in provoking & striking y^e indian, a thing not to be borne, The Court orders her to pay to y^e treasurer 3^s: 4^d, without giving her any damage, declaring y^m selves ready to do justice as well to indians as English. Wawat Called & told the mind of the Court that for his breach of the peace in an Englishmans house, striking & fetching blood, that he pay 5^s, & for his being drunke 10^s, & he was warned to carry it more peaceably for y^e future, or else he must not come into English mens houses.

AT A SPECIAL COURT HELD AT NEW HAVEN FEBRUARY. 8th 1666:.

Goodw: Herriman & John Miles Called, & told y^t they was to give answer to an information of y^e indian Wawat being found drunke & Carrying it rudely as you have heard, & he saith he had a quart of wine here of you, of which part of it he saith he drank & y^e other part was put in his bottle; now therefore the Court desired y^m to declare y^e truth of things as in y^e fight of god whoe knowes yo^r hearts, the indians alsoe being present knowes y^e truth as well as you, &c. Goodw: Herriman said y^t she Cleaved to y^e answer she gave y^e last Court. Then John Miles spake & said, That he bought a payre of snow shoes of Wawat, for which he gave him his, & was to give him a quart of wine more, or two shillings in Wampom; this was at his house, & for the indian & he came to his mothers & he had y^e wine there; she gave him leave to draw it, & he filled his bottle once, & intended he should have had noe more then, & set the rest downe in y^e pott, &c. Then Goodw: Herriman said That shee had sinned, & dishonoured god, & wounded her owne soule, but yet said he had noe quart of wine of her, but confessed there was guile in her, & after many

turnes, being urged to ſpeake if he had noe wine of her, ſhee Confefsed ſhee did powre ſome of it into his bottle which her ſonne had left, y^e indian haveing drunke out y^t or part of it which her ſonne gave him, &c. The Law againſt ſelling wine or liquo^{rs} to y^e Indians was read, and the Sentence of y^e Court was according to y^e law That John Miles pay to y^e treafury 5^{lbs} & Goodw: Herriman 40^s.

[100] ATT A COURT HELD AT NEW HAVEN FFEbruary 11th 1666.

The Co^{rt} havinge informacion of fundry young perſons diſorderly meeting together at y^e ſhop of John Winſton, & drinking of liquo^{rs} to exceſs & drunkennes, when their parents & Maſters of moſt of them were humbling themſelves before y^e lord in an extraordinary manner: They were now Called & told the greatnes of their ſin with y^e aggravations of it, and being Convicted were ſentenced as ffolloweth viz, Joſeph Preſton fined 20^s for his groſs drunkennes, it being y^e 2^d time, & he a ringleader in this, & this to bee ſpeedily pay^d, or in defect of paym^t that he be ſeverely whipt.

Daniell Thomas fined 6^s 8^d for his exceſs in drinkeing, being an exceſs after drunkennes.

Samuell Alling, John Beacher, Eleazar Stint, Simon Tuttell, Jonathan Lampton & Zacheus Kembee fined 5^s a piece for their diſorderly meeting thus Contrary to Law.

Goodwife Herriman being found to have ſold liquo^{rs} to ſome of theſe young men Contrary to law (whereby they ſoe abuſed themſelves) were fined five ſhillings.

Thomas Browne fined 20^s for being drunke in a private houſe.

ATT A TOWNE MEETING HELD AT NEW HAVEN FFEb: 18. 1666:

M^r Jones acquainted y^e Towne that the principle occaſion of the meeting was to Chooſe Conſtables, therefore deſired that they would propound ſome.

The Votes being given in, it appeared y^t M^r W^m Tuttell & M^r Benjamin Ling were Chofen, upon which M^r Ling declared y^t

he had such an infirmitie in his body that he Could not doe it, but should rather pay y^e fine y^t should be lay^d upon him; foe y^e towne by vote releasd him & Abraham Dickerman was Chosen in his stead.

Mathew Moulthrop 'fenio^r was Chosen Constable for y^e yeare enfueing in reference to y^e iron-workes.

It was propounded y^t there might be one appointed to warne towne meetings, & doe Executions upon delinquents when need requires.

The Towne by Vote declared themselves willing to allow 50^s per yeare to any y^t would doe y^e service, upon which John Alling & Timothy fford were put to vote, & Timothy fford was Chosen, but he fd he could not accept of it; foe the bufines was left to y^e townes men & to find out some due encouragem^t for one to doe y^e worke.

M^r John Maltbie propounded to y^e towne for Admittance as a planter, to buy as he shall see cause; It was Left to y^e Committee formerly appointed by the towne for admitting of planters. Hee sometime after makeing aplication to y^e fd Committee, upon y^e testimony of John Herriman & John Winston was admitted.

Roger Alling propounded on y^e behalfe of y^e fubburbs quarter that they might plant indian there the next yeare; it was Consented too.

Joshua Bradly appointed to sweepe y^e Chimneyes about y^e towne & to have the like encouragem^t as was formerly settled.

A writeing by Jofeph Potter p^rfented & read to y^e towne, wherein he acknowledges y^t he had wronged M^r John Davenport junio^r in his name. It was accepted by y^e fd M^r Jn^o Davenport. [101] The Co^{rt} & Townes-men haveing mett January. 18. '66. & haveing Considered of severall things y^t was left wth y^m did propound to the towne as ffolloweth; first That if any persons findeing y^mfelves ftraitned for land to plant on for y^e necessity of their families & can find any for such a use about homes his Race,* & will improve it for planting fields, & not in a way of farmeing, they shall for their parts encourage it.

2. ffor y^e encouragem^t of a Village on y^e East side of y^e East River, That if there bee any Land or meadow in y^e townes

* Homes's Race, to the northwest beyond Chestnut Hill.

dispose on y^e sd East side & persons approved appeare for y^e Carrying on of such a worke, they are willing to encourage them therein, & doe recommend it to y^e farmers & proprietors on y^t side y^t they would deny y^m selves in accomodating fit persons y^t may appeare for such an end.

3. That (if y^e proprietors of y^e old oxe pasture are willing to Relinquish y^r Right at p^{re}sent therein) there might be a Considerable part of it lay^d to y^e Yorkshire quarter for y^e helpe of those y^t need Land, together wth y^e 40 acre piece y^t is already joyned to it.

4. That if persons appeare for y^e improovem^t of y^e beavo^r pond for meadow, & to secure it to y^t end, they are willing to encourage y^e improvement of it.

These particulars above mentioned being read to y^e towne & propounded for y^r Confirmation: The towne haveing Considered of y^m Left it to y^e sd Committee of Court & Townes-men to issue y^e same as any shall appeare & be approved by them.

[101] ATT A COURT HELD AT NEW HAVEN MARCH. 5th 1666/7:.

Jury
W^m Andrewes
Roger Alling
John Gibbs
M^r Benjamin Ling
John Cooper
Joseph Alsop

Francis Browne Plaint:—
Anthony Elcocke & Jn^o Hall junior Defend^{ts} }

In an Action of the Case for y^e los of a Boate, Canooe & grapnell by meanes of the sd defend^{ts} to y^e dammage of five pound.—

After some time of pleadeing The Plt & Defend^{ts} by advise went forth & tooke up y^e matter betwixt y^m selves, & came in & declared y^t they were agreed, & foe y^e Plt withdrew his action, & foe was ordered to see y^e Charges of Co^{rt} satisfiied.—

John Hall junior Plaint: } In an action of y^e Case for unjust
W^m Bradly defend^t } detayneing of an award given by arbitration, together with dammages to y^e value of fix pounds—

The jury haveing heard both Plt & defend^t Returned as all agreed in Verdict That they find for the Plt 5^{lbs} 10^s & Cofts of Court.

The Co^{rt} ordered Judgm^t to be Entred accordingly.—

Nicholas Pinion Plaint: } In an Action of afsault & Battery to
 Patrick Morran Defend^t } the value of ten pounds:.

The Plt declared y^t about 7 or 8 weekes agoe in y^e evening he going out of y^e forge Patrick ftrooke him downe in fuch a place y^t he got hurt by it; The Defend^t at firft not owneing the Charge, the Plt produced feverall witnefses to Evince y^e fame: Then y^e Defend^t owned himfelfe guilty & fd he had fome provokation, &c—

The jury returned That they find for y^e P^{lt} 20^s. dammage & Cofts of Court: The Court Confidering of y^e Cafe & haynousnes of it did regulate thus: That y^e Defend^t pay 20^s in reference to y^e action & 10^s dammage & Cofts of Co^{rt} & foe ordered judgm^t to be entred accordingly./

[102] ffrancis Tyler & John Rufsell, haveing been formerly examined about inticeing Sarah Gilbert & Elifabeth Butler* wife of John Butler & draw them in to y^e worke houle as they went along the high way about their & other Lascivious & finfull mif-carriages was now Called, & the Court by way of Sentence declared—firft That ffrancis Tyler, for his draweing & inticeing perfons in as they went along y^e high way, pay as a ffine 20^s; And Jn^o Rufsell for y^e like 20^s: for his fweareing 10^s; & for his fuffering drunkennes in a private houle y^t is in his poffeffion 10^s: and to bring a Certificate from y^e Trefurer that thefe ffines are payd before y^e next Co^{rt}, or Elfe to receive fuch further punifhm^t as the Court fhall fee Caufe to inflict.

Elifabeth Butler for fome lascivious Carriages to W^m Pratford was fined 10^s. & to be payd before y^e next Court.

Chriftopher Tod ffined 1^{lb} 10^s for felling 6 quarts of wine Contrary to Law.

Thomas Trowbridge ffined 20^s for his Wives felling one gallon of Lique^{rs} contrary to law.

M^r W^m Tuttell tooke y^e Conftables oath.

Henry Glover doth Alienate to George Rofs one houle & Barne & homelott: with five acres of Land, be it more or lefs, lieing at y^e lower end of the fubburbs quarter next Milford highway, as by a writeing beareing Date the 5th 1^{rst} 1666/7 fubfcribed wth his

* Probably a daughter of Henry and Blanche Morrill; married John Butler, January, 1666.

owne hand & witnesed by Jere: osborne, Sam^{ll} Cooke and Ebenezer Hooke doth more fully appeare.—this formerly was in y^e pofsefsion of Martin Tichinor.

AT A TOWNE MEETING HELD AT NEW HAVEN MARCH 11th 1666/7.

Mr Jones acquainted y^e towne that there was two Conftables Chofen, but onely one of y^m would take oath, viz. Mr Tuttell: therefore Abraham Dickerman was Called to know what he had to fay againft takeing y^e oath: He defired Liberty to procure one in his ftead, & foe propounded John Cooper fenio^r whoe by Vote was accepted Conftable for y^e yeare enfueing inftead of Abraham Dickerman & foe tooke the Conftables oath.

John Herriman informed the Towne y^t about a quarter of a yeare agoe he gave notice to y^e towne to provide themfelves with one to keepe the ordinary; therefore if any were provided for it, he defired they would take it; But he was encouraged to goe on & foe it was Left.

AT A TOWNE MEETING HELD AT NEW HAVEN APRILL. 29th 1667:.

Mr Jones acquainted y^e Towne wth y^e occasion of y^e meeting, both in reference to Choofing of Deputies for y^e Gen^{ll} Afsembly & of townesmen & viewers of fences, &c.

Captⁿ John Nafh & James Bifhop Chofen deputies, but Captⁿ Nafh declareing himfelfe to Mr Jones y^t he could not goe, John Mofs was Chofen in his roome.

Mr Benjamin Ling, W^m Andrews, Roger Alling, Sam^{ll} Whitehead, John Herriman, Abraham Dowlittle & Jeremiah osborne were Chofen townes-men for y^e yeare enfueing.

Sam^{ll} Whitehead & John Tompfon junio^r, Alling Ball & John Tuttell, for John Gibbes quarter & y^e Yorkefhire quarter; Thomas Munfon & Thomas Kemberlye fenio^r for Mr Lings Quarter;

[103] Philip Leeke & Edward Keilie for Mr Jones his Quarter;

W^m Payne & W^m Bradly for y^e mill & little Quarter;

John Hall fenio^r & W^m Holt for y^e Subburbs Quarter;

John Winfton & Henry Bristow for y^e 40 acre piece.

Sam^{ll} Whitehead & Thomas Powell appointed furveyo^{rs} for the high wayes for y^e yeare enfueing.

Sam^{ll} Whitehead & John Winton Chofen for fealeing of Corne meafures; M^r James Rufsell & Tho: Kemberlye fenio^r for y^e fealeing of Liquid meafures, weights, meete yards & ftill-yards.

John Chidfey releafed upon his defire from being Corporall.

Jeremiah Osborne & George Rofs Chofen Corporalls for the trayne band.

M^r Benjamin Ling Chofen Treafurer for y^e yeare enfueing.

M^r Jones acquainted y^e towne about y^e fchoole & remembred y^m of what M^r Davenport had done in y^e difpofe of y^t part of M^r Hopkins his Eftate to this towne & informed y^m y^t y^e Committee had had fome meetings about it, and they defire y^t a grammar fchoole may bee fettled according to law, leaft y^e penalty be required of us; and therefore he defired to know y^e townes mind, whether they would continue their former graunt of 30^{lb} per annum to a grammar Schoole? It was by Vote declared y^t they would for y^e encouragem^t of a grammar fchoole, & M^r Samuell Streete* was fpoke of to be Schoolemafter.

Roger Alling propounded to y^e towne on y^e behalfe of M^r Streete, That he defired a piece of Land & meadow above M^r Yales: It was left to y^e townesmen to fend two men with any whom M^r Streete fhall appoint to view y^e fame, & make report to y^e towne at their next towne meeting.

Captⁿ John Nafh renewed his motion to y^e towne, y^t the towne would graunt him a part of y^e frefh meadow on y^e weft fide, in exchange for part of his 2^d divifion. It was Left to y^e townesmen as y^e former.

M^r Jones propounded for a piece of Land on this fide the Beavo^r Damme, about 10 or 20 acres, as part of his right in y^e oxe pafture; there was fome debate upon it, but nothing concluded.

M^r Jones propounded about y^e necke, y^t care might be taken about y^e gates upon which It was ordered y^t whofoever fhall leave open any of y^e gates belonging to y^e necke fhall pay five fhillings, as it is for oth^r gates belonging to y^e quarters.

* Samuel, son of Rev. Nicholas Street, had graduated at Harvard College in 1664.

Joseph Tuttell defired to make acknowledgem^t of his Evill for which he was ffin'd at County Court, & defired y^t his bond of 20^{lb} might be taken off: now upon y^e acknowledgem^t of his evill, and the testimony of some of his reformation, The Court tooke off his bond.

AT A MEETING OF Y^e COURT IN PRIVATE Y^e 17. 2^d. 1667:

M^r Humphry Pinny of Windsor, p^resented a Letter of Attornie wth Certificates from England in reference to some Estate given by Will of Serj^t Thomas Jeffrie of New Haven, Lately deceased, to his sifter Sarahs* children, which said letter of Attornie, being perused by the Court, was allowed upon y^e Certificates as authentick to enable y^e Attornie therein named, to receive, act & doe as is therein exp^ressed wth relation to y^e sd Will, & the Adminiftrato^{rs} are to comply therein, provided that those whoe receive the Estate doe give in security to New Haven Court to be responsible for soe much Estate to any that shall lay a better Clayme: Which sd Letter of Attornie & the Certificates is Recorded in y^e booke of Wills & Inventories after the sd Will & Inventory of the sd Thomas Jeffrie.

[104] ATT A COURT HELD AT NEW HAVEN MAY. 7th 1667:.

Patrick Morran, haveing been formerly accused by Giles Blach, John Lindon & John Rylie of unfutable & unseasonable familiarity wth Mary Rufsell & Hannah, & y^e bufines largely examined, was againe called, & Mary Rufsell & Hannah Pinion alsoe, but y^e sd Patrick remayneing perumptory in his deniall, & y^e Court not haveing sufficient Evidence to find him guilty of what was suspected, did dismis him wth a serious admonition and Caution, to be more wary for y^e future, of being in privacy wth such persons as those, in such a suspicious manner, & he was told y^t his carriage was soe much y^e worfe being left under suspicion of guilt by the Court formerly wth one of y^e persons in the like kind.

* Sarah Jeffery was the wife of George Betty, of Somersetshire, England.

John Lindon fined for his Exceſſe in drink 3^s: 4^d: And for his ſuffering Indians to have Cidar in an indirect way to great diſorder & diſturbance 20^s.

John Ruſſell fined for his exceſſs in drinking, being y^e ſecond time, 6^s: 8^d, & for ſuffering drunkennes in the houſe where he had y^e power of 10^s.

AT A TOWNE MEETING HELD AT NEW HAVEN JUNE. 10th 1667:.

M^r Jones acquainted the Towne with y^e occaſion of the meeting, one of which was to read the orders of y^e Gen^l Aſſembly, which accordingly was done.—

M^r Mathew Gilbert, M^r John Davenport junio^r & James Biſhop tooke y^e oath of Commiſſion^{rs} for y^e yeare Enſueing.

James Biſhop Chofen Recorder for y^e yeare enſueing.

Andrew Low complaind of the dry Cattle & farmers Cattle, lieing and feeding upon y^e herds walke to y^e great wrong of y^e herd in there milke, upon which It was ordered as followeth: That all ffarmers (whoſe Cattle are ſubject to feed upon the herds walkes y^t belong to the towne) doe take due Care that their Cattle be herded, & ſoe kept off from feeding on the towne herds walke, under y^e penalty of 10^s per week for every farmer ſoe neglecting, whereof 2^s. 6^d ſhalbe to the informer & profecutor, & the reſt to y^e towne treaſury.

It was Left to y^e Townesmen to order & ſett y^e bounds of y^e walkes of the ſeverall herds.

M^r Jones acquainted y^e towne y^t M^r Bryan would not receive y^e pay for Captⁿ Manning at our Towne price, & therefore defired to know the townes mind about it; after debate It was left to y^e Committee formerly appointed for y^t buſines to pay as other Townes, if they ſee Cauſe.

An order about viewers of ffences made by the Townesmen was now read to the Towne.

AT A COURT JULY. 2^d 1667

Thomas Harrifon aſigned Guardyan to Sarah Tompſon his daughter in law untill ſhee attaine the age of foureteen yeares.

Mr W^m Tuttell appeareing about Zubah Lampfon her portion, was ordered by the Court to receive it of Mr Jn^o Morris.

[105] AT A TOWNE MEETING HELD AT NEW HAVEN JULY. 1^{rst} 1667.

Mr Jones acquainted the Towne that there was a Post come from Hartford wth some orders in reference to y^e militia, about rayfing a troope of dragooneers in each County, which was read & y^e towne further acquainted that the Committee for the militia of this County were to meete this afternoone at two of y^e Clock. Mr Jones further acquainted wth y^e propofall of y^e other three townes in this County, about their part of y^e 100^{lb}. given formerly to y^e Colony School; after debate, to put a fynall ifsue to all fuch demands, The Towne by vote declared themselves willing to pay 20^{lb} for y^e ufe of thefe foure townes in this County in equall proportions towards Captⁿ Mannings money* which 20^{lb} was accepted of y^e Committee appointed for y^t bufines as a fynall ifsue of that matter.

Mr W^m Jones, Captⁿ John Nafh, James Bifhop & John Brocket appointed to treat wth Milford men about fettling the line between them & us, according to y^e Gen^l Afsemblies advice May laft.

It was propounded y^t due Care be taken y^t there be noe diforders by boys on y^e fabbath day, neither within y^e meeting houle nor without.

Alfoe y^t due Care be taken to fecure Corne from dammage by fwine & other Cattle.

ATT A COURT HELD AT NEW HAVEN AUGUST. 6th 1667:.

Jury
Roger Alling
Thomas Yale
Jofph Alfup
Abraham dowlittel
Jeremiah How
John Herriman

Mr Benjamin Blackman of Stratford
Plaint:. Anthony Elcock of New Haven,
fometime mafter of y^e vefsell called the blue
Cock, together with y^e vefsell, defend^{ts},
In an Action of the Cafe for dammage
fultayned in the los of one hoghead of

* Capt. Manning's business; see N. H. Records, ii, 68, for the origin of the trouble, the seizure of his vessel in 1654.

Rumm of y^e fd plt which miscarryed by meanes of y^e fd defend^{ts} unto y^e Value of 19^{lb}: 10^s:

M^r John Maltbye appeared & p^resented a letter of Atturⁿie on y^e behalfe of the Plt, & was accepted.

M^r John Hodf^hon & Christopher Tod owners of y^e fd vefsell defired Captⁿ John Naf^h to be their Atturⁿie, & was accepted.

The Plt declared his Cafe, and y^t he had power as by a note under y^e hand of y^e fd Blackman appeared to fend y^e Rumm by Anthony Elcock to Stratford & y^t one hogfhead was loft by meanes of y^e defend^{ts}. The defend^t Anthony Elcock, owned y^e los of one hogfhead of Rumm by meanes of y^e Tackle breakeing as they lowered it into the Vefsell, & pleaded that he went to M^r Hodf^hon one of y^e owners for a better rope, but M^r Hodf^hon would let him have none, &c. M^r Hodf^hon owned y^t Anthony Elcock did come to him for a Rope for y^e vefsell, but he could fpare him none, &c.

The Allegations & teftimonies being heard & Confidered on both fides, The Jury returne as all agreed, That they find for the Plt one hogfhead of Rumm, or y^e value of it as fold here, & Cofts of Court, viz. the one halfe to be payd by the fd mafter, & the other halfe by y^e vefsell. The Court having Confidered y^e Verdict ordered Judgm^t to be Entred accordingly.

Peter Simfon, fometime fervant to W^m judfon, now deceafed, & haveing five pounds given him by his fd Mafter in his Laft Will and Teftam^t, did now in open Court acknowledge to have received the fame of widdow judfon, Executrix of y^e fd Will, & hereby did difcharge her from any future Clayme of the fame.

[106] ATT A TOWNE MEETING HELD AT NEW HAVEN
SEPTEMBER. 23th 1667.

M^r Jones acquainted the Towne with y^e occafion of y^e meeting, viz. to Chooſe Lifters to take the lift of mens Eftates: & alſoe y^e freemen to Chooſe deputies for y^e Gen^l Aſſembly.

The Townesmen or any three of them as they fhall agree, wth M^r Thomas Yale & David Atwater added to them, appointed to take the Lift of mens Eftate & p^rpare it for y^e Court.

James Biſhop & John Moſs Chofen deputies for the Gen^l Aſſembly to be held at Hartford, october 10th. '67.—

M^r Mathew Gilbert, Roger Alling, David Atwater, Thomas Barnes and Joseph Manfield desired & appointed to view the land on both sides of y^e East River against playnes & make report to y^e towne how they find it in reference to a Village.

A writinge p^resented to y^e towne from M^r W^m Rosewell in three Quaeries, desiringe an answ^r wth convenient speed.

In answ^r whereunto Captⁿ John Nash & y^e townesmen or any two or three of y^m were appointed to treat with M^r Rosewell about those Quaeries, & make report of it to the towne.

AT A MEETING OF Y^e COURT IN PRIVATE AT M^r JONES HIS HOUSE
SEPT^r: 25. '67.

The occasion of the meeting was in reference to two Children of Thomas Harrison his former wife, viz: Rebeckah & Sarah Tompson, Rebeckah haveing Chosen John Cooper junio^r, her brother in law, to be her Guardian she desired shee might live with him: The Court haveing Considered of the testimonies p^resented, as y^t it was her mothers mind y^t wⁿ her daughter Mary was married y^t sh^d Rebeckah shoud live wth her, did see Cause to order as ffoloweth, viz:

The Court haveing Considered y^e Claime of John Cooper junio^r unto Rebeckah Tompson, his sister in law, on y^e behalfe of Mary his wife, as being given to her by her owne Naturall mother now deceased, to be with her after marriage of y^e sh^d Mary, with y^e testimonies p^resented; and alsoe y^t y^e sh^d Rebeckah being now of age to Choose her Guardyan according to law, and haveing Chosen her brother in law John Cooper aforesh^d, & he accepted of y^e same trust with the approbation of this Court; This Court doth see Cause to Committ y^e sh^d Rebeckah Tompson with her portion unto y^e sh^d John Cooper untill she attaine to lawfull age, except the Court hereafter find any just ground to dispose of her otherwise; The sh^d John Cooper givinge security to y^e Court to be responsible for her portion wⁿ shee attaine the age aforesh^d; And doe therefore order Thomas Harrison, her father in law, with whom she now lives, to deliver the sh^d Rebeckah now up to her Guardyan & her Estate alsoe in Convenient time: And this Court doth alsoe advise all relations concerned on both sides to endeavor

the promoteing of love, peace, & unity one with another, as becomes y^e rules of their relations: Sarah Tompfon was left wth Thomas Harrifon her father in law, he being by this Court Afsigned her Guardyan, untill fhe come to age according to law to Choofe her owne Guardyan.

[107] ATT A TOWNE MEETING HELD AT NEW HAVEN
 SEPTEMB^r 28th 1667.

Mr Jones acquainted y^e towne wth y^e occaſion of the meeting which was in reference to fettleing y^e bounds betwixt Brandford & us, they fending a meafſenger (viz John Wilford) about it; upon which James Biſhop, John Cooper ſen^r & Abraham dowlittle were now appointed to meete wth Brandford to fettle y^t matter, and y^e next 2^d day of y^e weeke was appointed for y^t end.

The Treafurer acquainted y^e towne y^t he had nothing in his hands to pay y^e townes debts, & therefore defired a Rate might be layd, upon which, The Towne ordered, That a fingle Rate of a penny upon y^e pound, be payd into y^e Treafurer, the one halfe by y^e end of November next, & the other halfe at or before the laft of March next after.

The Court & townesmen wth Captⁿ John Naſh appointed to Auditt the Treafurers accounts for y^e yeare: 1666:—

The Committee in reference to Mr Roſewells Queries returned fom[e] propoſalls of y^e fd Roſewell in reference to ſome Land & meadow at y^e weſt Creeke. Upon which The Towne appointed the Court wth Captⁿ John Naſh & y^e townes-men to treat further wth Mr Roſewell & iſſue y^e matter with him after his admifſio(n) of being a planter.

Abraham Dowlittell informed y^e towne y^t M^{rs} Goodyear layd a Clayme to a piece of Land by y^e Weſt Creek as given to her former huſband M^r Lamberton; it was Left to be Conſidered.

There being ſeverall perſons p^ttending a Right to y^e Beav^r meadowes, but making nothing appeare to ſatiffaction, whereby the towne was hindered in y^e diſpoſe of it; The towne did no(w) order, That if thoſe that make Clayme to y^e Beav^r meadowes

doe not Cleare y^r title (before y^e next towne meeting) to the townesmen, then it shalbe in y^e power of y^e towne to dispose of.

Andrew Low complained of y^e ffarmers Cattle lieing upon the herds walke wthout a Keeper contrary to order.

AT A COURT HELD AT NEW HAVEN OCTOBER. 1st 1667:

Samuell Blakely doth Alienate for ever to Widdow Judson one homelot being formerly M^r Tenches, containeing by estimation one acre & quarter be it more or lefs, alfoe fix acres of meadow lieing on y^e Island in y^e East River being alfoe part of y^e meadow belonging to M^r Tench.

Widdow Judson doth Alienate for ever to Samuell Blakely foure acres of Land be it more or Lefs, lieing by the street side againft M^r Lings which land was formerly in the pofsefsion of M^r Pearce.

M^r W^m Jones p^rfented a writeing wherein he layd Clayme to Certaine Lands which was now read in Court.

John Browne being bound in a bond of ten pound to appeare at this Court to anfw^r for his grofs drunkennes & difturbance, &c, was now called but anfwrd not, Sam^{ll} Browne, his surety, being called anwerd y^t he was gone, upon which the Court declared the bond to be forfeit, but yet fd they fould Confider of w^t Sam^{ll} Browne propounded for moderation before execution be graunted.

[108] Samuell fford haveing been complayned of by Samuell Cooke for rude & Lascivious Carriages to his wife, & the matter examined, Goodw: Cooke related That y^e laft 5th day of the weeke, fhee goeing up to looke her Cow, Sam: fford being againft Nathaniell Tharps called her & asked her how fhe did, & how her hufband did, &c. and fhee asked him to let her have a dozen of Trenchers & he answered her That if fhee muft have a dozen, then he muft have halfe an houres fleepe with her; fhe replied y^t if it bee upon fuch tearmes, fhe would have nothing to doe wth him; he tooke hold on her but fhe got from him & went downe ftreet homewards, but he ffollowed her, &c. fhee fd fhe was afraid of him & being with Child her mother was afraid it might have done her hurt:. Samuell fford was asked what he had to fay for

himselfe? He answered, That he had but little to say in his owne defence, & he had endeavoured to satisfy Samuell Cooke for as far as he could; he feared he had drunke too much, & for neither knew what he did or did, for he remembers not many things y^t are Charged, &c.

The Court having Considered of these miscarriages of Samuell fford, first minded him of former things y^t was against him grossly scandalous, and that now he should Carry it in such a Lascivious & Corrupt way, as for to dog a young married woman up & downe, & use such Corrupting speeches, & taking hold of her in the open streete, &c. doe sentence the sd Samuell fford to be severely whipt & to pay 10^s to Sam^l Cooke for trouble & expence of time about y^e busines.

OCTOBER. 5th 1667 | offamauge, an indian, being taken very drunke about the water side, was Examined where he had his drinke, whoe Confessed he had y^e liquo^{rs} of a stranger aboard John Tompfons vefsell, upon which y^e persons belonging to y^e sd vefsell were sent for & Examined, whoe at first denied it yet afterwards one of y^m named M^r John Jeffrie confessed y^t he gave y^e indian his bottle of Liquo^{rs} to drinke, & seeing him drinke for much tooke it from him, &c; the Law was read to him, but he pleaded ignorance, being an absolute stranger: upon which y^e Court onely sentenced y^e sd Jeffries to pay ten shillings, which John Tompfon engaged to see paid. Offamauge y^e indyan alsoe fined 10^s for his drunkennes.

NOVEMBER. 7th 1667 | Upon examination of Richard Nicolls about a complaint brought against him for living at y^e iron-workes for long absent from his wife, which he Confessed was at N-Yorke;

The Court Advised him to attend his duty & returne to her, but he seemed very averse to it, upon which The Court ordered him to depart y^e place, within eight dayes, or Else he must expect to heare further from them.

not being according to Covenants: And then The towne by Vote appointed M^r John Hodfthon, M^r Nicholas Auger, M^r Benjamin Ling & John Cooper fenio^r as Attornies (or any three of y^m) to act on behalfe of the towne, to see y^t the Covenants in reference to y^e mill be attended by thofe that are ingaged therein.

John Browne at even made his Addrefs to y^e Court in private about his former miscarriage of drunkennes, & his goeing away, to y^e forfeiture of his bond 10^{lb}; he Confefsed his evill & desired mercy of the Court, pleading the low Eftate of his family, &c. The Court laboured much with him to fhew him y^e greatnes of his fin, in foe often returning to it, after fuch acknowledgmts, And then out of pittty to his family, did releafe the forfeiture of his Bond, & onely ordered him to pay 30^s to the treafury, & that he make a publike acknowledgm^t of his evill y^e next Court, or next towne meeting.

[110] ATT A COURT HELD AT NEW HAVEN: JANUARY 7th 1667

Widdow Vincent appeared in Court with Eben-ezer Browne her fonne in Law,* and p^rfented an acco^t under the hand of her fd fonne, wherein it appeared that her fd fonne had received of her his wives full portion according to the Courts diftribution & hereby gave her a full difcharge for the fame, with which the Court was fatiffyed.

A bill of sale p^rfented by Edward Perkins & approved in Court, figned by y^e marke of Nathaniell Richards of Norwalke & of Rofamond his wife, & witnefsed by M^r Mathew Gilbert & W^m Pecke, wherein the fd Richards with y^e Content of his wife doth fell & alienate to y^e fd Perkins feveral parcells of Land and meadow as in the fd Bill doth more fully appeare.

M^r Samuuell Vangoodenhoufen doth fell & for ever alienate unto W^m Bafsett a parcell of meadow Containeing by Eftimacion foureteen acres & a halfe, be it more or leffe, bounded by meadow of widdow Miles on y^e north, & Allin Ball on y^e South, a great Creeke on y^e Eaft next y^e long reach, & the upland on y^e weft,

* Ebenezer Browne married Hannah, daughter of John and Rebecca Vincent.

as in a bill of sale signed by the sd van Goodenhoufen, & witnessed by Thomas Kemberlye, & Samuel Andrewes, doth more fully appeare.

Mr Samuel Vangoodenhoufen doth sell & for ever Alienate unto Mr John Maltbie one house & homelott together with all the Rights & priviledges thereunto belonging, formerly belonging to Mr Brewster, as by a Bill of sale under the hand and seale of the sd Vangoodenhoufen, & witnessed by James Bishop Clark of N-Haven County & John Tompson servant to y^e sd Maltbie, doth more fully appeare.

Anne Andrewes (alias Gibbard), wife of William Andrewes* doth pass over to Mathew Moulthrop senio^r one parcell of meadow Contayneing by Estimation seven acres, be it more or less, lying in folitary Cove, one end of it butting upon the little necke belonging to y^e towne, & the other end against a Cove Called W^m ffolwers Cove, as by a writeing under y^e hand of y^e sd Anne Andrewes & allowed by her p^rsent husband, now appeared.—

Thomas Harrison by a writeing signed with his marke & witnessed by W^m Trowbridge, Edward Pattison & John Pötter doth sell & now passeth over unto John Tompson farmer his whole accommodations both upland & meadow, with buildings and fences, lying at fouthend, with halfe his 2^d division lying about muddy River, which was past over to him from Richard Becklye in Court held at New Haven, December. 4th 1660.

A Bill of sale p^resented by Henry Bristow under y^e hand of John Morris, & witnessed by W^m Tompson & John Tompson wherein y^e sd Morris doth sell & make over unto y^e sd Bristow one house & land with y^e appurtenances, Containeing by Estimation one hundred & fourteen acres, be it more or less, formerly belonging unto Henry Line now deceased, lying on the west side, & running from Peter Mallery his lot on y^e East of it up to the Cove: Alsoe one parcell of meadow conteyning five acres, be it more or lesse, which meadow lieth below the Club, & bounded by the west River on y^e East of it, & a small Creeke on y^e west, M^{rs} Miles, Sam^l Whitehead & Abraham dowlitles meadow on y^e north, & y^e Widdow Vincents on y^e fouth, as in y^e sd Bill of sale doth more fully appeare.

* Ann Tapp married first William Gibbard, and secondly William Andrews.

[III] Richard Nicolls was called & told y^t he was warned to depart y^e place in Novemb^r* laft, & therefore he was required to give a reafon why he did not attend y^e Courts order? He pleaded y^t he could not make up his acco^{ts} with y^e Clarke, &c. The Court sentenced him to pay 20^s according to law, & to depart y^e place within 8 dayes, or elfe he muft expect to fuffer y^e law further./ —

W^m Collins was Called & told y^t he was one of y^m that had come in diforderly & ftayed after warneing of departure, & therefore for y^e time paft he was sentenced to pay 20^s. to the treafury, & for y^e future if he did not attend the order of the place he muft expect to heare further afsuring him y^t we fhall maintaine the priviledges of the place againft fuch as he is./ —

Nicholas Pinion was called to know y^e reafon why he entertained Ruth Brigs foe Contrary to y^e mind of y^e towne & of authority here; He pleaded y^e feafon to be fuch as he knew not where to fend her, but if they would beare with her while y^e fpring, he fhould ingage to Cleare y^e place of her, And foe did ingage before the Court in y^e fumme of twenty pounds, to Cleare y^e place of Ruth Brigs sometime before the laft of March next: otherwife The Court declared y^t if y^e fd Ruth Brigs be not gone before y^t time, that then fhe fhallbe Corporally punifhed & difmift by fpeciall order from this place./ —

Mathew Moulthrop junio^r declared in Court y^t he had receive[d] of Thomas Harrifon his father† his wives portion to fatiffaction & hereby did give him a difcharge.—

There was alfoe debate about y^e other Childrens portion, but nothing issued about y^m: But M^r Wm Jones Entred a Caveat againft any further Adminiftration upon y^e Eftate of John Tompfon farmer deceafed, untill accounts were better cleared.— —

AT A TOWNE MEETING HELD AT N-HAVEN JANUARY. 13th 1667:.

The Conftables acquainted y^e towne y^t they had received a warrant from y^e Colony treafurer, for y^e gathering of the

* See above, p. 211.

† Matthew Moulthrop's wife was Hannah, daughter of Joseph Thompson; her mother, Dorothy, was now wife of Thomas Harrison.

Country Rate, which was read to y^e towne, And y^e laft 2^d day of the weeke in January, & y^e firft 2^d day of y^e weeke in february, was appointed by the Conftables to bring in y^e Rate unto Thomas Trowbridges warehouse./ — —

L^t Thomas Munfon acknowledged the love of y^e Towne in his being in military office for many yeares, but he defired now that the towne would free him from y^e place of a Lievetenn^t, hee findeing not himfelfe free to Continue in it, but nothing was done in it at this time.— / —

Abraham dowlittle propounded to y^e towne in reference to M^r Streete as being discouraged about y^e place propounded for above M^r Yales; & therefore now defired y^t they would graunt him y^e townes meadow at oyfter River, & 100 acres of upland betwixt that & M^r Malbons cove, where he could find it: It was left to y^e townesmen to make a view of it, & make returne to the towne at the next towne meeting./

[112] M^r Wm Jones propounded for a piece of upland, lieing againft the Eaft meadowes, which was in y^e townes hand as part of M^r Lucas his Lott: The towne upon his defire graunted him all the upland there of y^t lot y^t was in y^e townes hand.

The former order about fealing Canooes* y^t was fufficient & the fame perfons appointed to attend y^t truft (viz; Thomas Morris, ffrancis Browne & John Hall fenio^r) was now revived & confirmed./

Upon y^e defire of John Alling The Towne graunted him a piece of meadow lieing at y^e Blacke Rocke, for three acres be it more or lefe, & John Herriman refigned up his Right in it in reference to the ordinary./ — —

Wingle Johnfon propounded for y^e great pond on y^e Ifland in y^e Eaft River but it was left to further Confideration./ —

The Court & townesmen were appointed a Committee to take in fuch propofitions as fhallbe p^rfented by any in reference to y^e fettling of a Village on y^e Eaft River.—

Alfoe The bufines Concerning y^e fferry, both for fettling y^e place where it fhallbe kept, and alloweing y^e fferryman 40^s for the

* See N. H. Records, i, 157.

building of some shed or shelter for his Conveniency, Left to y^e same Committee.— / —

A writeing p^resented by M^r Wm Rosewell as a description of y^e bounds of a graunt of land & swampe in & about y^e west Creeke unto y^e sd Rosewell by y^e Committee appointed thereto, was read and allowed to be Recorded, which is as followeth, viz:

That y^e sd M^r Wm Rosewell shall range his fence at y^e front or end towards y^e sea, even with that fence y^t runns from M^r Hoddhons to y^e widdow Vincents Corner, & soe downe to y^e west Creeke, Leaving a street or passage betweene y^e widdow Vincents lott, Henry Bristow & Edward Prestons lot of fourty foure foote wide, which is with y^e Consent & liking of those neighbours, untill it come to range with y^e north side of Edward Preston's lott, & then to range with y^t downe y^e Banke to high-water marke, and from thence leaveing foure Rod at narrowest place to an old stumpe, which stumpe is against serj^t Sam^l Whiteheads lot, & is about fix rod distance from his fence, from thence downe to y^e Causeway, leaveing a sufficient watering place at y^e Corner, y^e Causeway to be left two rod wide from thence, to run over his fence on y^e south side of y^e Causeway, leaveing the ditch on the outside of y^e fence next y^e Causeway, leaveing sufficient passage for Carts or Cattle on the south side of the Bridge in y^e Creeke, and from thence to run downe by high water marke untill he comes right opposite to y^e Cellar which y^e sd Rosewell hath begun to build, or a rod or two further if he see Cause, onely leaveing a watering place against Wm Tompsons house or lott; alsoe y^t meadow of y^e townes which lieth above the bridge against Abraham Dowlittells meadow is graunted unto y^e sd M^r Wm Rosewell. / — —

[113] AT A TOWNE MEETING HELD AT NEW HAVEN FFEbruary. 7th
1667:.

John Cooper Conftable gave notice of a stray heifer taken up of about 4 yeare old; M^r Tuttell alsoe of a lost forke. / —

The deacon desired y^t those of y^e towne y^t could would supply the Elders with wheate & indian Corne, & y^t they would make up their accounts within y^e yeare. / —

M^r John Davenport fenio^r came into y^e meeting, & desired to speake somethinge concerneing the schoole, & ffirst propounded to y^e Towne whether they would fend their Children to the schoole to be taught for y^e fitting them for y^e service of god in Church & Commonwealth; if they would, then he fd That y^e graunt of y^t part of M^r Hopkins his estate formerly made to this Towne, stands good; but if not then it is voyd, because it attaines not y^e end of y^e Dono^r; therefore he desired they would exprels themselves, upon which Roger Alling declared his purpose of bringing up one of his sons to Learneing, alsoe Henry Glover one of Wm Rufsells,* John Winston, M^r Hodfson, Thomas Trowbridge, david Atwater, Thomas meekes & M^r Augur fd y^t he intended to fend for a kinfman from England. M^r Sam^l Streete declared y^t there were 8 at p^rsent in latting, & three more would come in in summe^r & two more before next winter; upon which M^r Davenport seemed to be satisfiied, but yet declared that he must alwayes reserve a negative voice y^t nothing be done Contrary to y^e true intent of y^e Dono^r, & y^t it be improved onely for y^t use, and therefore while it can be foe improved here it shalbee settled here; but if N-Haven will neglect their owne good herein, he must improve it elsewhere, unto that end y^t he may answer the will of y^e dead; his desire was that a farme may be purchafed, y^t y^e revenues of it may ease the towne, & therefore propounded y^t if any knew of any ffarme to be purchafed y^t they would acquaint the Committee with it: and then desired to know whether y^e towne would graunt this to bee recorded with this Condicion: The Towne fell into some debate about it, & foe nothing was done further at this time.

The Townes men on behalfe of M^r Streete propounded that y^e view in reference to some Land & meadow above M^r Yales might goe on for he mett with some discouragem^t from some about y^t on y^e west side./ —

The Court & Townesmen, Captⁿ Nafh, M^r Powell & the two Constables were appointed a Committee to Consider with W^m Andrewes, L^t Thomas Munfon & Thomas Morris (who^e are to view the meeting house) what is meete to be done about it, & make returne at y^e next towne meeting./ —

* James Alling was graduated at Harvard in 1679; Noadiah Russell in 1681.

The Conftables gave notice to y^e towne y^t y^e firft 2^d day of the week in march next was appointed to bring in the remainder of the Countrey Rate.—

Thomas Tuttell declared to the towne his acceptance of being a packer, & foe tooke oath to y^e faithfull difcharge of his office to the beft of his fkill.— / —

[114] M^r W^m Jones, Captⁿ John Nafh, James Bifhop, John Cooper fenio^r and John Brockett, or in his abfence M^r W^m Tuttell, were appointed a Committee to meete with milford men, & fome others appointed by the Gen^l Afsembly, about y^e line betwixt milford & new Haven. / —

It was ordered y^t every horfe or mare found in any of y^e quarters or other inclofure for Corne about y^e towne, upon notice to y^e owner he fhall pay one fhilling & fetch y^m out, but if y^e fd owner fhall refufe or neglect foe to doe, then any y^t fhall be at y^e trouble to fetch y^m to y^e pound, the owner of y^e fd horfe or mare fhall pay two fhillings to him y^t brings y^m out, befides dammages. / —

The ffence & land at playnes left to y^e townes-men to difpofe of for y^e Townes beft advantage. / — —

The Committee formerly appointed for y^e new feating of perfons in y^e meeting houfe p^rfented what they had done, which was read to the towne & is as ffolloweth:—

In y^e long feates for men

1. M^r William Jones, M^r Mathew Gilbert, & M^r John Davenport jun^r.

2. Captⁿ Jn^o Nafh, M^r W^m Rofewell, M^r Tho: Yale, & James Bifhop.

3. M^r Jn^o Hodfhon, M^r W^m Tuttell, Jn^o Gibbs, W^m Andrewes & Roger Alling.

4. Henry Glover, David Atwater, W^m Bradly, Jn^o Mofs, & Mathew Moulthrop fen^r.

5. W^m Thompson, Jn^o Tompfon fen^r, Jn^o Brockett, Nath: merriman, Jere, Osborne & Chriftopher Tod.

6. Tho: Barnes, Tho: Beamont, Ralph Line, Timothy fford, James Clark, & Matthias Hitchcocke.

7. Jn^o Johnfon, Henry Briftow, Jn^o Alling, Jere: Hull, Jofeph Manfield & Jn^o Tuttell.

8. Ifaack Beacher, Jn^o Potter, Sam^{ll} Hemmingway, Math: moulthrop jun^r, Nath: kemberly, James Dennifon & Jn^o Tompfon farm^r.

9. Ralph Rufsell, William Wooden, Sam^{ll} Blakelye & Sam^{ll} ffernes.

The Crofs feates.

1. Henry Rotherford, Nicholas Auger, Jn^o punderfon.
2. Sam^{ll} Whitehead, Tho: Powell, John Chidfey.
3. ffrancis Browne, Nicholas Elfey, Allen Ball.
4. Rich: Sperry, Tho: kemberly, W^m Trowbridge, Tho: Tuttell.

The long feate by y^e wall

George Pardee, W^m Holt, Ifaack Turner, philip Leeke, Andrew Goodyeare, Caleb Rotherford, Eben: Hooke

The Little feate

Tho: kemberly fen^r, James Rufsell

Before y^e little feate

Henry Gibbins, W^m Bafsett

Short feates above y^e door

1. Wm Payne, W^m Gibbins, Jn^o Thomas, Benja: Wilmot.
2. George Rofs, Andrew Low, Jn^o Benham, Edward Preston.
3. Rich: Newman, Jn^o Osbill, Jn^o Clark, Eleazar Browne.
4. Tho: Smith, Jn^o Brookes, Ellis Mew, Jn^o Butler.

Before y^e Deacons feate

Jere: Whitnell, John Herriman, Thomas Morris.

Before M^r Jones his feate

old Wheeler, W^m Tharp, Edward pattifon.

Before Jn^o punderfons feate

Jn^o Hall fen^r, Thomas Johnfon, Edward Keily.

The feates in the Gallery

1. M^r John Maltbie, M^r Sam^{ll} Hopkins, Jofeph Alfup, John Cooper fen^r, Jere: How, Ephraim How, Tho: Trowbridge, Abra: Dowlittell, Jn^o Winfon, L^t Tho: Munfon, Jn^o Gilbert, Tho: meekes, James Heaton.

2. Abram Dickerman, Sam^{ll} Andrewes, Nath: Andrewes, Mofes Manfield, Jn^o Herriman jun^r, Sam^{ll} Munfon, Tho: Yale, Jn^o

Cooper, Jonathan Tuttell, Sam^{ll} Miles, Jn^o Miles, Jn^o Pecke, Dan^{ll} Shearman, Jn^o Tompfon feaman.

3. Sam^{ll} Alling, Jn^o Punderfon jun^r, Jofeph mofs, Jofeph Bradly, W^m Johnfon, Zach: How, Nath. How, John Auftin, John Hall jun^r, Nath: Tharpe, Jofeph Benham, Jofeph Tuttell, Sam^{ll} Browne, John Browne.

4. Tho: Sanford, Jn^o ffoft, Sam^{ll} Cooke, Jere: Johnfon, W^m Chatterton, Eben: Browne, Jofeph Potter, Benja: Bunnill, Edward* Dorman, Rich: Little, Jn^o Downes, Bartholomew Jacob, Sam^{ll} Tharpe.

5. Jn^o Tod, Nath: merriman, Nath: Boykin, Sam^{ll} Bofton, Jofeph Peck, Jn^o Ives, Sam^{ll} Hall, Sam^{ll} Tod, Eliakim Hitchcock, Jn^o Morris, Jonathan Lampfon, David Tuttell, Benjamin Pecke.

The end or pafsage of y^e gallery: Peter Mallery & other young men.

Before y^e Pillar: Edward Perkins & John Jackfon

There being noe gallery for women, they was not now feated, onely fome y^t had noe feates, viz^t M^{rs} Hopkins feated wth M^{rs} Alerton, & Jn^o Gilberts wife wth Goodw: Elfey, & Thomas Yales wife† wth Goodw: Tharpe: Sam^{ll} Andrewes his wife & Jn^o Pecke his wife in the laft long feate but one.

[115] ATT A TOWNE MEETING HELD AT NEW HAVEN. FFEB^{ry} 12th
1667:.

M^r Jones acquainted y^e towne, that y^e Committee appointed y^e laft towne-meeting about y^e meetinghoufe, have mett & have had Confiderations wth the workemen about it, & they doe app^rhend it Capable to be repayred, foe y^e workemen were defired to informe y^e towne about it, & foe W^m Andrewes declared both y^e manner how it fhould be done, & what the Charge would bee with making two more galleryes in it, which Charge was app^rhended would ammount to 200^{lb}: foe after fome debate about it The Towne referd it to y^e Committee Chofe y^e laft towne-meeting to agree wth y^e workemen about it.—

* Error for Edmund.

† Samuel Hopkins, John Gilbert and Thomas Yale had all been married in December 1667.

But after some time of debate about other things Mr John Davenport junior coming in from y^e schoole house informed y^e towne y^t he understood from L^t munson that for fifty pound more then the repaireing of this old meeting house would cost, he would build a new house, which upon some debate y^e Towne came to another vote, whereby they referred unto y^e fd Committee to take into Consideration about building a new meeting house, & to agree with any y^t shall appeare to doe it, as the Committee shall see Cause.

Abraham Dowlittell, one of y^e Townesmen, informed the towne that they had sold y^e Beavor meadow for fifty pounds, but those y^t were the purchasers desired to know what upland they should have liberty to take in with it for y^e Conveniencie of fenceing of it; after some debate The Towne by vote appointed Mr W^m Tuttell, John Cooper senio^r, nicholas Elfey & W^m Holt to order about running of y^e line, and settling of it where their fence should goe.—

W^m Payne desired liberty of y^e towne to alter y^e running of his fence at y^e necke hill: It was referred to John Cooper senio^r and Abraham Dickerman to view the place & order about it./ —

Mr Jones gave notice to y^e towne, That if there were any that minded to sell their accommodations, y^t they would acquaint the Committee for y^e schoole with it in y^e first place./ —

AT A COURT HELD AT NEW HAVEN MARCH. 3^d 1667/8:.

W^m Blache haveing made complaint of some wrong done to his sonn Giles in being Charged with makeing away of a blanket or piece of Cloath which he had for his Covering, y^e fd Blache haveing some notice where y^e fd blanket were obtained a warrant for search for y^e same, in profecution whereof the fd blanket was found by y^e Conftable in y^e house of Nicholas pinion, whoe was called & told y^t these stollen goods were found in his house. Hee said y^t he knew not of it; he was told that he must be responsible for it, being found with him: in y^e examinacion of the matter

Ruth Briggs confesed y^t y^e Blanket was ftollen by her mother, wife of y^e fd Nicholas pinion, whoe was now dead, &c:

The sentence of y^e Court were, That according to y^e law Nicholas Pinion pay to Captⁿ Clarke or his fteward (whose goods it was) treble damages, which was Judged by the Court to be 18^s: and five fhillings to W^m Blache for his trouble & Charge about it./ —

Hannah Pinion was sentenced to be Corporally punished by whipping at her fathers houle, for her wicked carriage at iron works & her bad Language as Curfing & other Corrupt bafe speeches.

[116] Daniell Shearman P^resented a Bill of sale from John Benham which he desired might be Recorded: which is as ffolloweth, viz:

26 of August 1667:

Know all men by thefe p^resents y^t I John Benham of Newhaven, Carpenter, have Alienated & fold unto Daniell Shearman of New Haven, yeoman, for forty pound in hand pay^d to mee the fd John Benham by Daniell Shearman, one houle, & an orchard adjoyneing thereunto, lyeing & fcituate between goodman punderfons & Ioseph Benhams: alfoe a lott in y^e quarter called y^e yorkefhire quarter, neare Thomas Johnson junior his Land & Henry Glovers Land, Contayneing twelve acres & a halfe, be it more or Lefs, alfoe a parcell of meadow in y^e weft meadow, between goodman punderfons meadow & a piece of meadow y^t was M^r Gibbards, contayneing five acres, be it more or lefs, with all other appurtenances, Rights & privilidges belonging thereunto; And therefore doe by thefe p^resents fell, Alienate, & make over y^e aforefd houle, orchard, lands, with all other appurtenances thereuntoo belonging, as is before exprefed, unto y^e fd Daniell Shearman & his heires forever, to have & to hold, & quietly to pofsefs y^e fame, And I the fd John Benham doe bind my felfe, my heires, Executors & Adminiftrators, to fecure y^e faid Daniell Shearman his heires, executors, adminiftrators & Assignes, from all moleftation & dammage, by y^e Clayme of any y^t may p^rtend or challenge any right to y^e fd houle and Lands, or any parcell thereof, by any former graunt or agreem^t whatfoever, from, by, or under mee; or from, by, or under any of my p^redecefsors, whoe have had it

in poiseſſion before mee, & from any other perſon or perſons y^t may lay any Claime thereunto: In witnes whereof I have hereunto ſett my hand & ſeale, the day & yeare aboveſaid./

John Benham Seale

Signed, ſealed, delivered

In the p^rſence of

Thomas Hanford

Nicholas Streete

Samuell Street

This is a true Record of the originall examined per mee

James Biſhop, *Recorder*:

M^r Samuell Vangoodenhouſen doth ſell & forever Alienate unto John Cooper ſenio^r nineteene acres of upland 1/6, being part of y^e firſt diviſion formerly graunted to Captⁿ Nathan^l Turner, bounded by y^e mill way on y^e Eaſt, the 2^d quarter on y^e weſt,

alſoe twelve acres of upland, be it more or leſs, being part of the firſt diviſion formerly graunted to M^r Brewſter, lieing in y^e 2^d quarter, bounded wth land of Widdow judſon on y^e north, & a lot called dearmers on y^e ſouth.

Alſoe all y^e Right of Commonadge that doth or may belong to the lott graunted formerly by the Towne to y^e ſd Captⁿ Nathan^l Turner, as by a writeing beareing date with this Record under y^e hand of the ſd Vangoodenhouſen, & witneſed by James Biſhop & Thomas kemberlye ſenior, doth more fully appeare./ —

[117] AT A TOWNE-MEETING HELD AT NEW HAVEN MARCH 9th
1667/8

M^r Jones acquainted y^e towne y^t they might remember y^t the laſt towne-meeting, it was Left to a Committee to Conſider about repayration of y^e old meeting-houſe, or building a new one, & to agree wth workemen about either, as they ſhall ſee Cauſe, and y^e Committee have had fundry meetings about it with y^e workemen, but have brought nothing to any Concluſion, for they can find noe workman to build a new meeting-houſe upon thoſe tearmes as ſeemed to bee propounded y^e laſt towne-meeting: there was ſome debate upon it, but nothing further ordered about it.

It was propounded about Choise of Conftables, y^e former Conftables yeare being out, & in debate it was thought moft convenient y^t conftables be Chofen yearely in November, & foe have their worke before y^m, & foe by vote it was ordered That for y^e future y^e Conftables be Chofen in November yearely.—

John Cooper fen^r Thomas kemberlye jun^r, & John Potter were Chofen Conftables untill November next & others Chofe in y^r roome, & foe were fworne according to Law.—

M^r Ling, y^e Towne treafurer, gave notice to y^e towne, y^t his yeare was neare out, & therefore he defired y^t thofe y^t were behind with their Rates would bring y^m in, & not put him nor themfelves to any further Trouble.—

It was Left to the Townes-men to fettle a herd or herds of dry Cattle & oxen, & to treat with fome man or men to keepe y^e fame & to agree with y^m, giveing y^m fome due encouragem^t in planting ground for their improvem^t in the fummer time while they are in that worke.

Ordered by y^e Towne, that y^e p^rfent Afsift^t be allowed out of the Towne Treafury 20^{lb} a yeare & the halfe yeare to begin at Michaelmas Laft, & End in May next.—

M^r Jones declared his acceptance of y^e fame, with thankefulnes to y^e towne./ —

The Court & Townes-men were appointed a Committee in reference to the fettleing of y^e Village on y^e Eaft River, both in reference to y^e tearmes upon which y^e planters approved fhall enjoy it, and the bounds betwixt new Haven & them.

It was alfoe referred to y^e fame Committee to difpofe of y^e beav^r meadow (to y^e townes advantage), with y^e bounds Lay^d out to it, & to ftate M^r Street 10 acres out of it, & y^e tearmes betwixt him & any purchafers, & this to be done within a moneth, or elfe to returne againe to y^e towne to be difpofed of.

The Towne (upon y^e defire of Captⁿ John Nafh) graunted him 40 acres of y^e frefh meadow toward Milford, at y^e upper end of it, in exchange for his 2^d divifion, & y^e reft to be in y^e upland adjoyneing to y^e fd meadow, on y^e north weft fide of y^e meadow, according to y^e number of acres in his fd 2^d divifion.

The Towne graunted unto Richard Newman a piece of Land Containeing betweene two or three acres, (lieing above his hop-

ground) for Conveniency of fenceing y^e reft & y^t he may fett up
fome building on it for the dryeing of his hops./—

[118] Att a Court held att Newhaven October 1st 1667: M^r
W^m Jones p^rsented a writeing wherein he Layd Claime to
Certaine lands, w^{ch} was now Read in Court, w^{ch} writing not being
Recorded as it ought to have bin heere follows:

30th of y^e 7th m. 1667.

I, W^m Jones of Newhaven, Planter, in y^e Right of Hannah my
wife, nrall & lawfull daughter of M^r Theophilus Eaton, fomtyme
Governor of Newhaven Colony, And in y^e Right of Theophilus
Eaton, son & Heire at law to y^e sd Theophilus, Doe Claime as
right & due to my s^d wife all y^e ffarme & appurtenances Com-
monly called ftony River ffarme, And doe by these p^rfents Proteft
againft the unjust Alienacion of it by M^r Thomas Yale, he
having noe pow^r foe to doe./

And I further Claime two hundred acres of Upland belonging
to my parcell of Meadow of 50 acres in the Long Reach; as
belonging to the 2^d Divifion & not part of y^e ffarmes, 100 acres
whereof lying adJoining to the s^d Stony River ffarme, & the
other 100 acres adjoining to y^t ffarme now in poifefion of my
Brother the s^d M^r Thomas Yale*, which my wife gave him, but
not y^e s^d 100 acres of upland adJoining./

I Doe alfoe Claime all that two acres of land late in the
tenure of John Whan† in Reverfion after him, the fame being
given unto him (as he saith) for life, And the s^d John being
servant alfoe for life to my s^d ffather, M^r Eaton, his Heires,
Execut^{rs}, &c. and foe was at his Death.

W^m Jones.

Wee whose names are underwritten Doe teftify upon o^r oath
that we fearching lately among the County Records, & papers, that
were of late in y^e Cufody of the Honord M^r James Bifhop for
some other writeings accidentally found this paper, Judging it to
be M^r Jones writing.

Samuell Bifhop
Jeremiah Osbourne

* Hannah (Eaton), wife of William Jones, was half-sister of Thomas
Yale, whose mother, Mrs. David Yale, married Gov. Theophilus Eaton.

† John Wan, Whan, or Won.

The aboves^d Sam^{ll} Bishop & Jeremiah Osbourne fworne to the truth above written, febr 6th 169½.

Before me, Thomas Trowbridge, Court Com^r

Compared with the Original and Is a true Copy thereof,
as Witnefs

Jr Osborne

william rannols

AT A COURT HELD AT NEW HAVEN APRILL. 7th 1668:.

The jury being Called tooke oath.

Jury	Sam ^{ll} Miles, Plaint:
L ^t Tho: Munfon	M ^{rs} Hatfel, or her Atturnie, or Agent, defend ^t
Roger Alling	In an Action of debt with dammage to y ^e
John Gibbs	value of fifty fhillings, for soe much detayned
James Rufsell	due to y ^e fd plt for a horfe to Thomas Algur,
Thomas Powell	
Jere: Osborne	
Late fervant to the fd defend ^t .	

The plaint: declared y^t his wife had sold Thomas Algur (as fervant to Captⁿ Hatfel) a horfe for foure pounds, of which he fd 40^s was yet unpaid: & p^resented The testimony of Widdow judfon* & Elisabeth Wilmot for his prooffe of y^e sale & price: Thomas Algur being Called to speake about y^e busines, he owned y^e Declaration of y^e plaint: onely he fd there was 44^s pay^d of y^e foure pounds, which y^e pl^t after did owne.

The jury haveing Confidered of y^e Cafe; brought in this as their Verdict, That they find for y^e Plaintiffe, 36^s for debt & 5^s damage & Cofts of Court. The Court ordered judgem^t to bee Entred accordingly./ —

Mercy Wilmott acknowledged to have received five pounds of her mother Judfon,† as the Legacy given by her late father in law W^m Judfon deceased, in his Last Will & Testam^t, with which the fd Mercy declared her selfe satisfiyyed, & soe hereby gave her fd Mother a discharge for y^e same./ —

* The plaintiff's wife was Hannah, daughter of Benjamin and Elizabeth Wilmot,—the widow Wilmot having married secondly William Judson.

† Mercy, daughter of Benjamin and Elizabeth Wilmot; her mother was now widow of William Judson.

Samuell Nettleton fined 10^s for night walking.

Benjamin Tuttell fined 20^s for twice at night meetings:

Daniell Thomas fined 30^s for night walking & meeting 3 times.

[119] Sarah Dowlittell* haveing been accused of many filthy & uncleane practises, & haveing been examined about y^m, Confessed that she had Committed ffornication three times wth Joseph preston while she lived at M^r Davenports, once in y^e Chamber upon her bed wⁿ all in y^e house were in bed; this besides her Confession michael Tod testified y^t he heard y^m come up into y^e Chamber & whisper together, &c., he lieing y^t night wth Thomas Craft: Joseph Preston owned y^t he was at M^r Davenports y^t night & y^t he was with Sarah Dowlittell alone in y^e kitchin after they were all gone to bed, but denied his Committing fornication wth her; another time she fd was in y^e kitchin, & a 3^d time was in y^e wood yard, all which times Joseph Preston Confessed y^t he was there, but denied y^e fact./—

Sarah dowlittel alsoe Confessed y^t Hachaliah preston had y^e use of her body in y^t uncleane way.—

She alsoe Confessed y^t one night John Thomas junio^r was at M^r Davenports with Joseph Preston & some others, & wⁿ the rest of y^e Company were gone out of doores y^e fd John Thomas desired to have y^e use of her body to which she Consented, & soe lay downe & he upon her naked body & attempted to penetrate her body but could not, saying he was afrayed; Jn^o Thomas being examined about it denied it, yet owned y^t he was at M^r Davenports y^t night wth y^t company, &c.

Jn^o Tod & Samⁿ fford affirmed y^t he owned y^e substance of y^e thing Charged to y^m at y^e bakehouse neare y^e mill, when John Tod spake to him about such a thing haveing heard it from Sarah Dowlittell.

The Court upon examination of Joseph Preston & John Thomas junio^r, haveing some information of their purpose to run away y^t night, did see cause to Committ y^m to y^e marshall to be secured untill y^e Court which was to be y^e neyt day: yet as y^e marshall was goeing with y^m to y^e prifon & many persons with y^m, the fd Preston & Thomas made Escape out of y^e marshalls hand, & soe caused great trouble and disturbance y^t night, by setting a watch & send-

* Sarah, eldest child of Abraham Doolittle; she married William Abernethy, five or six years later.

ing after y^m, but Joseph Preston was foone Taken by one of y^e Conftables, & Jn^o Thomas was taken y^e next morneing at one of y^e farmes, &c.

The Court Confidering of y^e whole wth many other evincing circumftances proceeded to fentence, & firft for Sarah Dowlittell. The Court fentenced her to be feverely whipt on her naked body. And ffor Joseph Preston, The Court fentenced him to be feverely whipt on his naked body, & to pay a ffine of 40^s for his night meetings & other Charges about his imprifonm^t. / —

And for John Thomas junio^r The Court fentenced him to bee Corporally punifhed by whipping & pay a ffine of 20^s. / —

Eliazar Stint being Called to give in evidence againft Joseph Preston in y^e Cafe before, haveing fpoken of it before two witnefses, yet now would not ftand to it before y^e Court, fhewing a fpirit willing to hide wickednes, rather then difcover it, & there appeareing guile & falenes in his anfw^{rs}; The Court Committed him to y^e marfhall to be fecured untill they fhould Call for him; but afterwards Calling for him & his anfw^{rs} not being fatiffyeing, he was warned to make his appearance y^e next Court to anfw^r what fhould be further Lay^d againft him.

[120] AT A TOWNE-MEETING HELD AT NEW HAVEN APRILL. 29th
1668.:

After y^e names were Called An order from y^e Secretary about y^e dragoones* & their expenfes was read to y^e towne:—

Alfoe y^e warrant for y^e ffreemen to Choofe deputies for the Gen^l Afsembly in may next was read.

Captⁿ John Nafh & James Bifhop Chofen deputies by y^e ffreemen, and John Mofs by vote a 3^d man in Cafe any of the other two bee hindered.

M^r Benjamin Ling, Roger Alling, L^t Thomas Munfon, W^m Bradly, Samuell Whitehead, Abraham Dowlittell & Jere: ofborne Chofen Townesmen for y^e yeare enfueing. / —

M ^r Benjamin Ling Chofen Treafurer	} all for y ^e yeare enfueing
James Bifhop Chofen Recorder	
John Alling Chofen Marfhall	

* Dragoons. See Conn. Col. Records, ii, 81.

Moses Manfield & John Tompfon fenio^r Chosen Surveyo^{rs} of y^e high wayes.—

The Townes-men p^rfented to y^e towne y^e names of fundry perfons to be viewers of ffences in y^e feverall Quarters, viz.

ffor M^r Jones his Quarter, Abram dickerman & Tho: Talmage.

ffor M^r Lings Quarter, Thomas meekes & Jeremiah How.—

ffor y^e Subbarbs Quarter, Thomas Morris & John Thomas fenio^r.

ffor John Gibbs Quarter & thofe with it, Edward perkins & Jofeph Benham, W^m Bradly & Sam^l Hodgfkis.—

ffor the mill Quarter, John Gilbert & Jofeph Pecke.—

Thefe were confirmed by the towne for y^e yeare enfueing./

The Towne graunted to y^e Reverend M^r nicholas Streete (upon y^e defire of y^e townes-men on his behalfe) one hundred & fifty acres of upland above M^r Yales, and thirty acres of meadow, beginning at the lower end of y^e meadow at M^r Yales necke, the fwamps caft in as overplus, high wayes for y^e Country, Richard Newman & for other Lands of the Towne to be duely provided for.

The Townes-men appointed to difpofe of feverall parcells of meadow & upland: viz (the frefh meadow as you goe to ftony River farmes, meadow at oyfter River, meadow up y^e eaft River & the upland & meadow at folitary Cove, or any other parcell of meadow in the Townes hand wth the Beavo^r meadow) to the townes beft Advantage.—/

The towne impowered The Court & thofe y^t went to meete with milford men about y^e line, with y^e Townes-men to give direction to y^e Deputies how to manage y^e bufines about y^e line betwixt milford & us (if it comes to be Confidered in the Generall Afsembly at Hartford) as the exigencie of the Cafe may require./

The Graunt of the Reverend M^r John Davenport, fen^r, to a Grammar or Collegiate Schoole at New Haven, in order to a Colledge there, was read to y^e Towne, & by Vote ordered to be Recorded at y^e Townes Charge, & is as ffolloweth:—

[121] To all Chriftian people to whom thefe p^rfents fhall come, I, John Davenport, fen^r, Pafto^r of the Church of chrift at New Haven in New england, fend greeting: Whereas Edward Hopkins, Efq^r, fometime of Hartford in y^e Colony of Connecticutt in new england aforefd, Governo^r, & fince in old England

deceased, by his last will & testam^t in writeing, beareing date y^e 7th of march 1657, did give & bequeath to his father in law, Theophilus Eaton, Esq^r, then Governo^r of New Haven Colony, y^e sd John Davenport, M^r John Cullick & M^r W^m Goodwin, sometime of Hartford afore^{sd}, all the residue & remaynder of his Estate in New England (his due debts being first pay^d & legacies discharged) & alsoe the summe of 500^{lb}: out of his Estate in old England, wthin 6 moneths after the decease of his wife M^{rs} Anne Hopkins, by the Advice of M^r Robert Thompson & M^r Francis Willoughby, to be made over & conveyed into y^e hands of the sd Trustees in New England, In full asurance of their trust & faithfulness in dispose of y^e sd Remainder of his Estate in new England, and of the sd 500^{lbs} in old England, according to the true intent & purpose of him, the said Edward Hopkins, declared in his sd will, vizt: for the encouragem^t, and breeding up of hopeful youths both at y^e Grammar schoole & Colledge, for the Publique service of the Countrey in these forraigne plantations, as in & by y^e sd Will doth & may, more fully & at large appeare.

And whereas the sd M^r W^m Goodwin & I the sd Jn^o Davenport, the onely surriveing Trustees of y^e above named Edward Hopkins, by an instrum^t or writeing under our hands & seales beareing date the 27th of Aprill; 1664, have agreed upon an equitable division, settlem^t, & dispose of the sd Remainder of Estate above mencioned, received, or secured by us severally, or o^r Attornies, & of y^e sd 500^{lb} to the use or uses afore^{sd};

Whereby the summe of 412^{lb}, part of y^e sd remainder, besides the full moiety or halfe part of the sd 500^{lb}, when it shall become due & received, as afore^{sd}, is by me, y^e sd John Davenport, to be disposed of according to y^e true intent & meaneing of y^e sd Testator as in y^e sd instrum^t or writeing agreed upon, Know y^e therefore that I y^e sd John Davenport, in pursuance of y^e sd trust in me reposed, And y^t y^e Grammar Schoole or Colledge at New Haven already founded and begun, may be provided for, maintained, & Continued, for the encouragem^t, & bringing up of hopefull youths in y^e languages, & other good litterature, for y^e publique use & service of y^e Countrey, according to y^e sincere & true intent of the donor as above mencioned, and to noe other use, intent, or purpose what-soe-ever, Doe, Give, Graunt, enffeeffe & Confirme, and have by these p^rsents Given, graunted, enffeeffed

& Confirmed, unto M^r William Jones, Affistant of y^e Colony of Connecticutt, the Reverend M^r Nicholas Streete, teacher of y^e Church of christ at New Haven, M^r Mathew Gilbert, M^r John Davenport jun^r & James Bishop Commisio^{rs} Magistrates, deacon W^m pecke & Roger Alling, & to their succefsors to be nominated, appointed & Chofen, as hereafter in thefe p^resents is ordered & directed, the fd fumme of 412^{lb} & the fd moiety or halfe part of y^e fd 500^{lb} & all & every other fumme or fummes of money or other Eftate, which is or may be due by vertue of y^e aforefd Graunt or agreem^t for Ever, under the name or title of y^e Committee of Truftees for y^e fd Truft, Invested hereby with full power & authority to improve & difpofe of y^e fd fumms or Eftate as before exprefsed, And to overfee, Regulat, order & direct y^e fd Grammer & Collegiat Schoole according to their beft skill, underftanding & ability, in purfuance of y^e fd Truft & ends, In full afurance that they y^e fd Committee & their fuccefsors Regularly Chofen, & appointed, fhall foe mannage & difpofe of y^e fd fumms or other Eftate herein mencioned, to the true ends, purpofes, & intents of y^e fd Donor, in his laft Will & Teftam^t declared & exprefsed, and to the true meaneing & intent of mee, y^e fd John Davenport, in theife p^resents before declared & directed, or to be hereby further declared & directed, & not otherwise, that is to fay, for y^e purchafing a farme, or ffarmes, for a yearly revenue for the fchoolemafter, or building fuch dwelling houfe for y^e fd Schoolemafter as y^e fd Committee, their fuccefsors, or y^e major part of them, fhall judge necefsary & Convenient; And y^e fd houfe & p^resent fchoole houfe (being graunted & Confirmed by y^e fd Towne of New Haven for y^e ufe of y^e fd fchoole) to uphold, maintaine, & keepe in good & fufficient repaire, from time to time, out of the Rents, yfsues & profitts of the fd money or Eftate foe given & graunted as aforefd. And the fd Committee, or y^e major part of them [122] or of their fuccefso^{rs}, meeting together from time, to time, in fome Convenient place, and agreeing, are hereby fully impowered & Authorized, to Consult, determine & Conclude, act & doe in y^e p^romises as is above ordayned, appointed, & directed, And to Conclude, act & doe all other things, thereabouts, in purfuance of y^e fd Truft and the true meaneing & intent of y^e aforefd Donor, as fully & amply as I the fd John Davenport by Vertue of the truft to mee Committed in & by the fd Will, or by any other way

or meanes whatsoever, might lawfully doe, in the dispose of y^e sd Estate, all, or any part of it to y^e ends aforesd, And doe further Invest them y^e sd Committee & their succe^{ss}ors, & the major part of them, with full power, authority & trust, to order, Regulate & direct y^e sd Collegiat schoole, by such lawes & Rules, as are by me provided or shalbe further as Addicionalls by them, or the major part of them judged necessary & expedient for the better ordering, Regulating, & directing of y^e sd schoole, for y^e advancement of learneing & good governem^t therein; And to make Choice of such schoolemaster (and usher if need bee) as they shall approve of to be sufficiently quallified to undertake such a Charge, & able to instruct & teach the 3 Learned Languages, Lattine, Greeke & Hebrew, soe farre as shall be necessary to p^rpare & fitt youth for y^e Colledge, And to state & Allow out of the sd Rents & profitts, such yearely stipend, and Sallary toward his, or their encouragem^t & maintenance, as they y^e sd Committee, or the major part of them, or their succe^{ss}ors, shall judge meet & Convenient; And alsoe, upon just grounds, either insufficiency, wilful neglect of trust, scandall, or the like Causes, to exclude, or remove him or them, upon due proove & Conviction of such offences, And to proceed, to nominate, & Chuse some other fit person, or persons, in his or their roome and place, And that there may be a Certaine & orderly succe^{ss}ion of able, & fitt persons, to mannage y^e severall trusts, herein before mencioned, in the roome & place of any of the sd Committee, or trustees before named, that shall dye, or remove his, or their dwelling from New Haven aforesd, The sd Committee, or the major part of them surviving, shall immediately, or at furthest within 3 moneths after, Choose such other person or persons of knowne integrity & faithfulness to succeed in y^e roome & place of any such person, or persons soe dyeing or removeing as aforesd, that y^e worke may be Carryed on (in y^e said Grammar or Collegiat schoole) hereby Committed to them, that soe learneing may be duely encouraged, & furthered therein in the trayneing up of such hopefull youth as in time by the blessing of god, upon good endeavo^{rs} may be fitted for publike service in Church & Commonwealth for the upholding & promoteing of the Kingdome of o^r Lord Jesus christ, in theise parts of the earth, according to the true, & sincere desires & ends of y^e aforesd Worthy Donor in his sd last Will & Testam^t mencioned & expresed. And

because I stand under an ingagement to attend the will of y^e fd donor deceased, that his ends may be attained, in the dispose of his fd Legacy, if y^e fd Committee, or their successo^{rs} shall find the fd ends by this Graunt not attained at New Haven, and y^t y^e fd Grammar, or Collegiat schoole, hereby endowed, & provided for should be dissolved, & wholly Cease. I doe obtest them by the will of y^e dead, which noe man may alter, And by the trust Committed to mee & them, whereof we must give o^r account to y^t great judge of all, that this gift of the fd Edward Hopkins, Esq^r, deceased, be by them the fd Committee wholly translated & disposed of elsewhere, where y^e fd ends may be attained; But if the true ends of the [123] Testato^r, and of this settlem^t be attained at New Haven, I stand firme to the place in this my Graunt, Reserving nevertheles to myself in all Cases, matters & things respecting the laying out or improvem^t of y^e fd Estate as aforefd, for y^e fd schoole, full power of a negative voice, whilst it shall please god to Continue my liveing & abideing in this Countrey, or any part of it, to hinder & p^rvent any act, or acts, thing or things, to be acted or done in or about the p^rmisses, to the detrim^t of y^e fd Estate, or Contrary to y^e fd trust to me Committed, and hereby transferred to y^e fd Committee, & their successo^{rs} aforefd, upon this further Condicion, that y^e Rent, profit & improvem^t of the oyfter-shell field Contayneing by Estimacion 40 acres, more or less, formerly separated, & reserved for y^e use & Benefit of a Colledge at New Haven; And alsoe one other field Commonly Called M^{rs} Eldreds Lott, Contayneing by Estimacion 3 acres more or less, be to y^e use of y^e fd schoole at New Haven forever settled, ratified & Confirmed by y^e fd Towne accordingly. And to p^rvent any further reinterruption which this Settlem^t by me made, may meete with by reason of a former Graunt of y^e abovefd sum or summs of money, & Estate for encouragem^t of a Colony schoole at Newhaven, made by a Memorandum in writeing under my hand, Contayneing fundry particulars to y^t purpose, & beareing date y^e 4th day of y^e 4th moneth, 1660, the same being Registred in y^e Records of y^e then Gen^l Court, & by y^e fd Court at y^t time approved & accepted, as by y^e fd Records, page 260, doth appeare, I therefore y^e fd John Davenport, in regard y^t the fd Court by their Act bearing date the 5th of Novemb^r, 1662, for fundry reasons therein alleadged, did lay downe & discharge y^e fd schoole, and withdraw the yearely

exhibition by them formerly allowed; whereby (the sd schoole being foe disolved) the sd Graunt by me made, became null & voyd: I do therefore hereby declare y^e same to be null & voyd accordingly, any thing in y^e sd writeing or memorandum to y^e Contrary notwithstanding; And the Graunt herein made of y^e p^rmisces to be good against y^e same, and against all, or any other p^rtences whatfoever, according to my true intent & meaning herein before declared & exp^ressed. In Witnes whereof I have hereunto sett my hand & seale, the 18th day of y^e second moneth Commonly Called Aprill, one Thousand six hundred sixty & Eight.* /

John Davenport, senior seale

Signed, Sealed and delivered

by the Reverend M^r John Davenport, sen^r
as his Act and deed

In p^resence of

Benjamin Linge

John Hodfthon

This is a true Record of the originall, Examined per me

James Bishop,

Recorder.:/

[124] AT A TOWNE-MEETING HELD ATT NEW HAVEN: JUNE 29th
1668:—

The orders of the Gen^l Afsembly were read to the Towne.

John Herriman appointed in ftead of Thomas Kemberlye sen^r to joine wth M^r James Rufsell for y^e sealing of Liquid meafures, weights, meeteyards and ftillyards according to law.

Ordered y^t all perfons y^t have any particular proprieties in lands y^t are unfenced, (either of their first or second divifion, or necke) about the towne, That they bring in their severall numbers of acres, to the townes-men at some of their meetings, betwixt this & feptember next, and that then there bee a new laying out

* Within the next fortnight after this date Mr. Davenport, having accepted a call to a new church in Boston, left New Haven for his new home, where he died in 1670.

of y^e fame, & the bounds fettled and maintayned according to law, before the laſt of November next after, and that in y^e meane ſpace y^t noe man fall or lop any Timber or firewood, upon any of the aforeſd Lands, except upon y^t which he knowes to be his owne, under y^e penalty of five ſhillings per tree.

Ordered That all former orders made in y^e towne for the p^rſervation of Timber, within the bounds of this Towne, is now Confirmed, And the townesmen are hereby appointed to ſee y^e ſd orders Executed accordingly./

Upon a propoſition made by Philip Leeke unto the towne, that they would graunt him a piece of Salt Maſh lieing againſt his ſhop; The Towne appointed John Hall ſen^r, Thomas Morris & W^m Holt, to view y^e fame & make report of it (how they find it) to y^e towne att y^e next Towne meeting.

Upon y^e deſire of ſome of Stony River ffarmers, That y^e towne would appoint ſome perſons to view their ffences for the p^rſervation of their Corne; It was referred to y^e Townesmen, to order about the fame ſpeedily according to Law./ —

The Towne was informed y^t y^e County Court by order from y^e Gen^l Aſſembly had appointed James Biſhop to take in y^e Entryes of all Wines, & Liquo^{rs}, y^t are landed within y^e limitts of this towne for y^e yeare enfueing.

JULY. 17. 1668:.

The Committee of Court & deacon appointed by the Church for the diſpoſe of John Watſon, mett this 17th of july. '68: And iſſued it thus, That the ſd John Watſon ſhall goe to live with John Gibbs untill he attaine the age of one & Twenty yeares, and for Tearmes it was left untill they ſpake with the ſd John Gibbs.—

AT A MEETING OF THE COURT AT M^r JONES HIS HOUSE
JULY 17th. 1668:

The Court mett to Conſider about the Eſtate of John & Grace Watſon:* & appointed L^t Thomas Munſon, with W^m Gibbins

* John, ſon of Edward and Grace Watſon (both of whom were Church members and died in 1660), was born in September, 1656; his ſiſter Grace was born in March, 1653.

whom John & Eliezer Browne nominated, to view & Confider both about the Rent of the houle & Land now poſſeſſed by the ſd Eliezer Browne, & what may be y^e Charges layd out upon y^e ſaid houle.

The Court Conſidering of the diſpoſe of Eben-ezer Hill, and underſtanding y^t Sam^l Whitehead firſt moved for him, Left it with M^r Gilbert to ſpeake with him about it, & ſee what he would willingly allow for his time till he attaine y^e age of 21 yeares./

And the Court upon y^e motion of James Biſhop did appoint L^t Thomas Munſon, Samuell Whitehead & James Biſhop to meeete & ſettle the Eſtate of the Children of Robert Hill, Late deceaſed, y^t ſoe the Court may put a full iſſue to the matter at their next meeting./ —

[125] AT A COURT HELD AT N-HAVEN SEPTEMBER 1st 1668:—

John Gibbs appeareing in reference to John Watſon; The Committee haveing agreed (with the Conſent & deſire of Widdow Browne & alſoe the boyes owne deſire) to put y^e ſd John Watſon unto y^e ſd John Gibbs untill he attaine the age of one & twenty yeares: upon which y^e ſd John Gibbs now ingaged to pay or Cauſe to be payd unto y^e ſd Watſon the full ſumme of twelve pounds when y^e ſd tearme is expired, And this the ſd John Gibbs ingaged, y^t if the lord ſhould either take himſelfe or y^e Boy away by Death before y^e end of the ſd time, yet hee would make good y^e ſd ſumme to any y^t ſhould be found to have Right thereunto, as the Authority then in being ſhall appoint./

The Court appointed Ebenezer Hill (with his owne free Conſent) to live with Sam^l Whitehead untill he attaine y^e age of 21 yeares, upon which y^e ſd Samuell Whitehead ingaged to pay the full ſumme of nine pounds at y^e end of the ſd time.

M^r W^m Roſewell complayned of ſome indyans breakeing open the doore of his houle, & takeing away ſome Lique^{rs} in y^e night; He being demanded what dammage he ſuſtained, anſwrd That he thought not above 10^s: The indyans name of one of y^m was Uſſatan, whoe was now p^{reſent} & owned the fact; the other^r was an indyan of pequannack,* brother to Nauſup his wife: The ſd

* A common Indian local name, used here probably of a locality at Milford Point.

indians complained of wrong done y^m by one Peter Carew, Master of M^r Rosewell his floope, in wounding y^m at y^r wigwams, y^e one on the head, the other on the thigh, which was owned by the sd Carew, and Confest his pafsion & provokation by the indyan takeing him by the hayre.

The Court haveing Confidered of the whole Cafe doe sentence as ffolloweth: ffirst, That y^e indyan Ufsatan & y^e other indyan for their breakeing open M^r Rosewells houle doore be feverely whipt, & that they pay 10^s apiece for their drunkennes, to y^e Treafurer, and 15^s to M^r Rosewell for dammage. Pampamussen alsoe fined 10^s for being found drunke./ —

And ffor Peter Carew The Court did much blame him, y^t he would goe & quarrell wth y^m & fight in y^r owne wigwams without any order from authority; & therefore doe sentence him to pay 20^s for breach of peace, & repayration of y^e wrong done to y^e indians, & ordered y^t Ufsatan fhall have 5^s of it, & the other indyan to have foe much of it as y^e Court fhall judge meete when he appeares.— / —

AT A TOWNE-MEETING HELD AT NEWHAVEN SEPTEMBER. 7th 1668:

M^r Jones propounded to y^e Towne That they would Confider the Cafe of Guilford, & fend y^m fome helpe to helpe y^m about their hay, they haveing been foe ficke y^t many are much behind; many fhewed themselves very forward & willing to fend helpe some, & others to pay for thofe y^t would goe./

The Townes men with M^r Yale appointed Lifters according to Law

There being a warrant come downe for the Choofeing of deputies for the Gen^{ll} Afsembly in octob^r next, which was now read, & y^e ffreemen defired to give in their votes, which being done; It appeared That John mofe and Abraham dowlittell were Chofen & L^t Tho: Munfon a 3^d man in cafe any of the other two fayle.

M^r Jones propounded to the Towne in reference to a purchase made by the Governo^r Eaton of an indyan Mantuefs, which y^e fd indyan referved out of y^e Gen^{ll} purchase for himfelfe & his men to plant on; he defired the aprobation of the towne for him

to make improvem^t of it as he should see cause, or to graunt him a peice of Land [126] where they ride over y^e River to Connecticut.—/ The Towne haveing Considered y^e proposition, Left it to the Townes-men to Consider of the purchase, & make a view of the place, & make returne to y^e towne the next Towne meeting./

The Towne by Vote ordered, That all purchases of lands of indyans, & other writings referring thereunto, y^t are not yet Recorded, be Recorded within six moneths after this time at y^e townes Charge./ —

The Towne was acquainted That y^e Committee for y^e meeting house had agreed with Nathan Andrewes to build a new meeting house for 300^{lb} & he to have y^e old meeting house, against which noe man objected.

The Towne ordered That a Rate of two pence upon y^e pound be payd by the inhabitants to y^e Towne Treasurer, the one halfe in October next, & the other halfe in march next after./ —

Upon Complaint of much dammage done in y^e indyans Corne on the other side by breakeing in of the English their Cattle, The Towne appointed Mathew Moulthrop fenio^r, John Potter, Sam^l Hemmingway, & James Dennison to view the dammage, & make report to the Townesmen

John Hall fenio^r, Tho: Morris & W^m Holt being apointed y^e last towne-meeting, to view a piece of salt marsh propounded for by Philip Leeke, adjoyneing to his shop, did now make their returne, That they find it not inconvenient to y^e towne to graunt it; upon which, The towne did now graunt unto philip Leeke y^e aforeid piece of salt marsh wth this condicion, That if y^e towne have occasion to make use of it hereafter, he is to returne it againe to the towne upon equall Considerations, and the townes-men are appointed to lay out y^e bounds of it to him./ —

Mr W^m Rosewell & Mr Tho: Trowbridge had liberty upon their desire to Cut Timber in the Commons for y^e building of a vefsell.

Henry Glover or any y^t may be partners wth him upon his desire had the like Liberty./ —

Upon y^e desire of Richard Sperry It was left to the Townes-men to appoint some to goe wth y^e surveyo^r, to order the laying

out of the ffarme formerly belonging to M^r Goodyear, but now in the polsefsion of the fd Richard Sperry./ —

M^r Samuel Hopkins upon his defire had liberty from y^e towne for y^e Cutting of fmall timber, within y^e compafse of 20 acres of land, on the hither fide of the Rockes on this fide of Chefnut hill./ —

AT A TOWNE MEETING HELD AT NEWHAVEN NOVEMBER. 9th 1668.:

The orders of the Gen^{ll} Afsembly in october laft were read to y^e towne.

The Towne was informed y^t now was y^e time agreed upon to Chooſe new Conftables for y^e yeare enfueing, & the Votes being given in it appeared That Thomas Morris & Thomas meekes were Chofen at y^e towne, and Sam^{ll} Hemmingway at y^e iron workes, all for y^e yeare enfueing. Tho: meekes & Sam^{ll} Hemmingway now tooke oath, but Thomas Morris defired a little time to Confider of it, which was graunted him.

The buſines Recommended to the towne by the Gen^{ll} Afsembly about fettling the fferry att the Red Rocke, was left to the Townes-men to Confider of, & order about for the fettling of it./

[127]

DECEMBER. 4th. 1668

Robert ffoote haveing ftood quietly polsefsed of Certaine houſes and lands without any interruption, Claime or profecution from any perſon or perſons according to law, doth now enter it to himſelfe & his heires for ever, viz. fforty nine acres lieing at y^e great playnes on the Eaſt fide of the Cart path that runns through the middle of y^e ſaid playnes, bounded with y^e fence as it ftood formerly, Sixteene acres lieing on the weſt fide y^e ſame path at y^e north fide of y^e fd playne field, bounded with land of John Sackets on y^e fouth, & y^e ffence weſt & north, And nine acres more in y^e ſame field, bounded with land of John Sacketts on y^e north, W^m Wooden on y^e fouth, a Cart path on the Eaſt, and the Common on y^e weſt, with all y^e buildings thereupon.

In p^rfence of us

W^m Jones Aſſiſtant
James Biſhop *Record^r*
Roger Alling Townesman

Know all men by these p^rsents, That I Robert ffoote, Late of Newhaven, have Graunted, Bargained & fould, And by these p^rsents doe Alienate, Afsigne & make over unto Edmund Dorman of Newhaven aforefd, all my accommodations of houfeing & Lands, fcituate at y^e playnes at newhaven aforefd, to be to him & his heires for ever, viz^t: forty nine acres lieing on the east fide of the Cart-path that runns through the middle of the fd playnes, bounded on the other fides with the fence as it formerly ftood, Sixteene acres lieing on y^e weft fide of the fame path at the north fide of the fd playne field, bounded with Land of John Sacketts on the South, & the ffence weft & north, And nine acres more in y^e fame field, bounded with Land of the fd John Sacketts on the north, W^m Wooden on the South, a Cart path on y^e Eaft, & the Common on the Weft, withall the buildings & ffences, together with the appurtenances thereunto belonging: In Witnefs whereof I have hereunto fett my hand this fourth day of December Anno Domini one thoufand fix hundred fixty and Eight. 1668:.

Witnes

Robert ffoote

James Bifhop

Ifaack Beecher

This is a true Record of the originall, examined per me James Bifhop, *Recorder*..

This Writeing Witnefseth, That I Samuell Whitehead of Newhaven have fold unto W^m Johnfon of y^e fame place, & by these p^rsents doe Alienate & make over, betweene nine & ten acres of upland, lieing in y^t field upon the Weft hill, bounded wth land of Timothy fford on y^e South, & of Ifaack Beacher on the North, alfoe about three acres & halfe of meadow, lieing on the other fide of the Club, bounded with meadow of M^{rs} Grigfon on the north, & of Abraham dowlittell on y^e Eaft, the upland on the Weft, & of M^r Morris on the South, to be to the fd Johnfon & his heires for ever; In Witnes whereof I have fett my hand this fixteenth day of December, 1668:—

Samuell Whitehead

Witnes

James Bifhop

Thomas Eftbrooke

This is a true Record of the originall, Examined per me James Bifhop *Recorder*..—

[128] AT A COURT HELD AT NEWHAVEN DECEMBER^r 1st 1668.:

Anthony Elcock Plt }
John Brookes Defend^t } In an Action of Afsault & Battery for
 } ftrieking the faid plaintiffe, & alfoe his
 } wife, to y^e dammage of 40^s:

Before y^e profecution of y^e fd Action The Plt defired to withdraw it foe farre as Concerned himfelfe & his wife: But they were told that the Criminall part as it was a breach of the peace muft bee Confidered, for the matter was become a publike fcandall. Therefore Anthony Elcocke was Called to declare y^e Cafe; whoe declared as ffolloweth: viz That he commeing along the ftreete with Goodm: Gibbins againft John Brookes his houfe, John Brookes came forth & fd to him, doe you fay y^t yo^r fence is fufficient? He answered him, yes; John Brookes replied, you, lye, &c. & he was very high & hott in his exprefions & followed him up clofe, and Anthony he had a gun in his hand & told John Brookes y^t he was in y^e highway & therefore bid him keepe off, or he would knock him on the head; then John Brookes came upon him nearer, & he put him off with his hand; but John Brookes fell upon him & threw him downe & they fcuffled together, &c. foe y^t there was blood fhed & John Brookes his face was wounded. John Brookes was Called to anfw^r, & he faid That he talking to him about his fence, he fd, firrah, ftand off, or I will knocke you downe, you prating ffoole, &c.

Anthony alfoe fd that there being fome difference betweene his wife & John Brookes about their pigs, y^e fd John Brookes came up to his wife & gave her a kicke on y^e breech, And Thomas Hall being thereabouts, and blameing him for his carriage to y^e woman, he went & kicked him alfoe.

The Court haveing heard the Cafe fully debated proceeded to fentence.

And firft of John Brookes That he being legally convicted of Breach of the peace, in ftrieking of feverall perfons in the Streete in fuch a rude & tumultuous manner, The Court doe adjudge y^e fd Brookes to pay Ten fhillings fine to y^e Treafury, & give bond to the valew of five pounds for his better behavio^r for the future, y^t he fall not into the like tranfgrefion againe, under the penalty of the forfeiture of the fd bond, or fuch other punifhm^t as the Court fhall judge meete.

John Brookes ingaged before y^e Court according to sentence./

Anthony Elcocke for strieking y^e fd Brookes to y^e fhedding of blood The Court adjudge him to pay as a fine 3^s 4^d to y^e treasury.

Ihaack Whitehead by a Bill of sale under his hand & seale beareing date Aprill. 16th 1666, & witnesed by James Bilhop Secret: & John Payne, doth sell & make over unto W^m Payne one dwelling house and barne y^t standeth upon a piece of Land bought of M^r John Davenport, with all y^e land, fences & all other rights & priviledges belonging thereunto, alfoe eight acres of upland, three of it being part of a lott formerly belonging to M^r Brewster, in y^e quarter called M^r Rob^t Newmans quarter, & joyneing to a lott y^t belonged to M^r Pearce on y^e South, now in the possefsion of Samuell Blakely, & two lieing upon y^e hill beyond y^e west bridge in y^e new field, the other three in the mill quarter, with fix acres of meadow, lieing in two parcells, on the East side of y^e mill River, Thomas Powells meadow on the South, Christopher Tods betwixt y^m, the mill River on y^e east & north, a little above the neck bridge. / as in the said Bill of sale doth more fully appeare.—

M^r John Davenport, senio^r, by a writeing subscribed with his owne hand, beareing date y^e 20th 2^d '68. & witnesed by W^m Peck & Allen Ball [129] doth alienate & for ever dispose to W^m Payne of Newhaven one acre of Land in y^e East quarter, adjoyneing to y^e dwelling house & Land before mentioned.

AT A COURT HELD AT NEWHAVEN JANUARY. 5th 1668:.

Henry Carter Plaint: } In an action of debt to y^e summe of
John downe Defend^t } 04^{lb}: 09^s: 06^d with just damages.—The
Plt & defend^t being asked if they desired a jury,? Answered,
That they should leave it rather to y^e Bench:

The Plaint: & defend^t haveing spoken what they desired in the Case, before the Court gave their judgem^t they left it to them to goe forth & see if they could issue it betweene themselves, soe haveing Considered it they came in againe, & declared what was propounded on both sides, & in the issue they agreed before y^e Court thus; That John downe ingaged to pay Henry Carter 12^s

& Cofts of Court, which is 3^s 4^d: & then Henry Carter to give John downe a gen^{ll} acquittance.—

Samuell Cooke, Plaint: } In an action of debt due upon
Thomas Meekes, defend^t } accompt to the fumme of 01^{lb}: 03^s:
07^d: together with fuch dammages as the Court fhall adjudge./

The Plaint haveing declared his Cafe, The defend^t answered that hee had tendered him his pay in Corne, but he had refused it, The plt replied y^t he was to have his Corne at merch^{ts} price & foe he had it of others;

The defend^t denied any fuch agreem^t, & the plt haveing noe prooffe, after both had fpoken w^t they thought meete in y^e Cafe, The Court proceeded to give their judgem^t as followeth, viz, That they doe adjudge the defend^t to pay to y^e plt y^e debt agreed upon of 01: 03: 07: & halfe y^e Cofts of Court at y^e towne price according to y^e Cuftome of y^e place, & the defend^t was told y^t he payd y^e halfe of y^e Cofts of court, becaufe he did not tender him his pay upon his demaund till after he had taken forth a warrant for profecution, And y^e plt was much blamed for needlesly troubleing y^e Court & his neighbo^r & y^t he fhould be fingular in his price of Corne for his fhooes from other fhooemakers, & was told that if he fhould after be found in fuch needles & vexatious fuits he would not onely be made to beare all Cofts of Court but alfoe further punifht as y^e law directs in fuch cafes, but y^t at p^rfent he onely pay halfe y^e Cofts of Court./

AT A TOWNE-MEETING HELD AT NEWHAVEN JANUARY. 18th 1668:.

The order from the Treafurer to y^e Conftables for the gathering of the Countrey rate was read to the towne, And the Conftables gave notice to y^e inhabitants y^t y^e firft 2^d day of y^e weeke, & y^e 3^d 2^d day of the weeke in ffebruary next is appointed to bring it in to M^r Thomas Trowbridge his warehoufe./—

The deacon gave notice to y^e towne y^t they would difcharge their ingagem^{ts} to y^e Church treafury, & make up their acco^{ts} within y^e yeare./

Thofe y^t were appointed for fealeing both of Corne meafures, liquid meafures, meete yards, ftillyards & other weights,

acquainted the towne that y^e next 2^d day of y^e weeke they would attend y^t worke at John Herrimans./ It was left to the townsmen and surveyors to Confider and order about makeing a way over the Bridge fwampe as they goe to the iron-workes.

[130] The Townes-men (on the behalfe of George Pardee, y^e p^rsent fferryman) propounded, That in reference to y^e settling of the fferry at y^e Red Rocke, according to y^e Recommendation of the Gen^l Afsembly to this towne, That the towne would graunt him liberty to purchase some Land of the indyans about the quantity of 20 acres or more adjoyneing to the id place. This proposition was Left to y^e Townes-men to fettle, provided y^t his purchasng of the Land be not p^rjudiciall to y^e fferry, & that they doe not damnify the proprietors of the necke./ —

A writeing p^resented by Jeremiah Osborne, from M^r Samuells Hopkins was read to y^e towne, whereby hee desired further Liberty of the Towne for some trees for shingles; It was Left to the Townes-men to give him an answer as they should see cause.

JANUARY 27th 1668:

Tomacke, an indian, being accused of stealing an Ancho^r with Perry from Roger Terrill of Milford & now examined, he Confessed y^e fact, & was sent back to y^e Authority of milford to bee dealt with according to law./ —

AT A COURT HELD AT NEWHAVEN MARCH 2^d 1668/9:

Edmund Dorman plt	}	In an action of the Case for non performance of bargaine about a heifer sold to y ^e defend ^t to y ^e damage of 5 ^{lbs} —
Zach: Kembee* defend ^t		

Before further prosecution the plaintiffe & defend^t agreed between themselves.

Sam^l nettleton for his night walking fined ten shillings.

Jere: How junio^r for his being out unseasonably was past with a ferious admonition at p^rsent, & was told if it was not reformed they must take a further Courte with him.

* Zaccheus Kembee, or Candee.

Mr Sam^{ll} Hopkins made complaint to y^e Court that he had fustained great dammage by severall persons imbeizling of his goods: viz, Thomas Wilfon, Edward Bunce & some others, and declared that he had lost a great quantity of strong Liquo^{rs}, & wine, & other goods, as Linnen and fugar & Ribband, &c, for when he went from home he left two Barrills of Rumm & there was not above a 3^d of each at his returne, besides a 3^d part of a barr^{ll} of wine, wanting two or three gallons, two whole pieces of Ribband, 4 handkerchiefes, 4 neckcloathes, a razor, a bottle & fugars of both forts, both white & muscovado.

Tho: Wilfon was asked what he had to say? He answered that what he had Confest hee should owne, & must leave himselfe to his Master and y^e Court: He was asked how much Liquo^{rs}? He answered y^t he carried some of it into the woods, he could not tell how often, with a quart bottle, he sold none of it, sometimes there was Benjamill Bunnill & sometimes Jonathan Lampson & Edward Bunce, they work^t about two moneths together. The persons above named with some others were examined, & Edward Bunce owned y^t he helped him draw one bottle of a gallon of liquo^{rs}, besides had fellowship with him in drinkeing &c, knowing how he came by it,

Thomas Wilfon was asked how much wine & Liquo^{rs} he thought he had?

Hee answrd that he had not anything to say, but that there might bee as much as Mr Hopkins Charges, for he had tooke of the wine severall times as well as the Liquors, he knowes not how often, & he knowes not anything, but that is y^e truth which his master faith.

He was asked if he had any way to satisfy the dammage? Hee answered, noe, onely his body. The Court Concerning him declared That they transmitt y^e busines to y^e County Court, & he to be secured untill y^e sd Court, except bayle be given.

[131] And for Edward Bunce The Court by way of sentence declared That for y^e gallon of liquo^{rs} which he confessed hee tooke with Thomas Wilfon he pay to Mr Sam^{ll} Hopkins tenn shillings, and for the Criminall part & fellowship in y^e imbeizlement, that he pay 4^{lb} fine to y^e publike treasury, or bee severely whipt; Edward Bunce y^t he should pay y^e fine to-morrow, & sam^{ll} miles ingaged on his behalfe./ —

AT A SPECIALL COURT HELD AT NEWHAVEN MARCH. 8th 1668/9:—

Upon y^e desire of M^r Hopkins that this Co^{rt} would issue y^e matter left y^e last Court Concerning Thomas Wilfon, informing the Court that he had compounded with him about y^e Restitution: Thomas Wilfon was called & reminded of what past y^e last Court in his owneing of what M^r Hopkins Charged him withall, saying that he thought it might bee foe: He was wished to relate whoe partaked with him in the drinke: He sd y^t he could not say y^t. Benjamin Bunnill ever bid him bring any, but twice he asked him where the bottle was, &c.

Benjamin Bunnill sd he would relate the truth of the matter, That they being at worke in his Corne Thomas would aske him if hee had a bottle, he sd he could have some wine or Lique^{rs} of a friend y^t had none to sell, And the first time was at Chefnut hill when they went to worke there he brought a small bottle of wine, and y^e 2^d time y^e same with wine, & a 3^d time the same bottle almost full of Lique^{rs}, then after at Henry Bristowes he had a bottle of about 3 pints, & they dranke round, & burnt y^e rest, and once he was at his house & brought a halfe a bottle, & Thomas Drawwater was there, ; he knew not of any more, onely he dranke at M^r Eeles his house with y^m some y^t Thomas brought out to them.

Thomas Drawwater confesed that he was one night at Benjamin Bunnills house drinking Lique^{rs} with Thomas Wilfon, alsoe once at M^r Hopkins his house & twice in y^e barne.

Thomas Wilfon was told the greatnes of his evill with the aggravations of it, y^t it was to his master whoe intrusted him with his estate, &c. But seeing his master & he had Compounded about y^e restitution they should not medle with that; But for the Criminall part they must beare due witnes against, And therefore did sentence the sd Thomas Wilfon to pay 4^{lb} fine to y^e publike treasury, or bee severely whipt. The Court allowed him liberty untill y^e Court in Aprill next for y^e paym^t of the sd fine, or else then to appeare to bee dealt with as y^e Court shall see cause.

Benjamin Bunnill for his entertainm^t of other mens servants tipling at his house unseasonably contrary to law, was fined Ten shillings.

Thomas Drawwater alsoe for his disorder was fined Ten shillings.

AT A TOWNE-MEETING HELD AT NEWHAVEN APRILL. 26th 1669.:

After y^e names were Called the Deacon gave notice to thofe that had not made up their acco^{ts} with y^m that they would doe it fpeedily:—

There was notice given of a ftray horfe taken up in y^e hands of William Bradly

Chriftopher Tod propounded to the towne for to buy a piece of land on the other fide y^e mill River to put a horfe in; alfoe he defired to have y^e fix acres (ftated out to him) y^t is graunted to the mill.—

It was left to y^e townes-men to doe therein as they faw caufe.—

L^t Thomas Munfon & John Mofe were Chofen deputies for the Gen^l Afsembly in May next, & Abraham dowlittell a 3^d man in cafe any of the other be hindred.—

[132] Roger Alling Chofen Trefurer	} all for y ^e yeare
James Bifhop Chofen Recorder	
John Alling Chofen Marfhall	

enfueing.—

John Cooper fen^r, John Herriman fen^r, W^m Bradly, Abraham dowlittell, Jere: Osborne, John Winton & Abra: Dickerman Chofen Townes-men for y^e yeare enfueing./—

John Tompfon fenior &	} Chofen furveyo ^{rs}
Mofes Manfield	

for y^e yeare enfueing.

John Johnfon, Thomas Sanford, Edward Perkins. & Samuel Blakely Chofen pounders for Cattle & to fee y^e law about ringing of fwine attended & that before y^e 20th of may next/—

Upon petition in regard of his poverty, The towne remitted a fine of ten fhillings, and 2^s: 6^d: behind in rates unto John Butler./—

Some ffreemen fworne according to y^e tearmes of o^r fubmiffion.—

John Potter propounded to y^e towne for about 4 acres of land, one at y^e reare of his home lott, & the other upon ftony River above their farmes; But nothing was done in it at p^rfent, but it was thought meete y^t it fhould bee firft viewed.—

AT A TOWNE-MEETING HELD AT NEWHAVEN MAY. 3^d 1669:.

Sundry ffreemen fworne according to y^e tearmes of our submission.

The towne was acquainted That Roger Alling for want of due confideracion was Chofen Treafurer y^e laft towne-meeting, hee being under election for a deacon in y^e church; therefore it was defired y^t they would proceede to another Choife, and foe they did, And M^r Benjamin Ling was Chofen for this yeare.—

It was Left with Timothy fford to cleare his right to a heifer which he had taken up, & it was fuppofed to bee none of his owne.—

The viewers of fences appointed by the townes-men for the yeare enfueing were; Thomas Sanford & Nathan^{ll} Boykin for M^r Lings quarter; Henry Glover, John Alling, Sam^{ll} Browne & Dan^{ll} Shearman for y^e yorkefhire Quarter & thofe adjoineing; Christopher Tod & Jn^o Morris for y^e Governo^{rs} quarter; Roger Alling & Sam^{ll} Hall for y^e mill quarter; M^{rs} Goodyeare & Jonathan Lampfon for y^e fubbarbs quarter.

James Bifhop, L^t Thomas Munfon, W^m Andrewes, John Cooper fen^r & John Mofs were apointed & impowered a Committee to fteate & ifsue y^e bounds betwixt Branford and us, with fuch as Branford fhall apoint & impower to treat & ifsue with y^m.—

AT A TOWNE-MEETING AT NEWHAVEN JULY. 5th 1669:.

The orders of the Gen^{ll} Aifembly in May Laft were read to y^e towne, W^m Bradly propounded about a bridge over y^e great fwampe as wee goe to y^e iron-workes, & fd That if y^e towne would graunt to John Potter & famuell Hemmingway a piece of land about y^e quantity of 3 acres upon ftony river & a fwamp againft Sam^{ll} Hemmingwayes, they would undertake it; L^t Munfon & Wm Bradly further fd that they had viewed y^e fd land & they faw noe inconveniencie to y^e [133] Towne to graunt it y^m, & they underftood y^t the neighbo^{rs} did content unto it — — It was Left to y^e townes-men, to ifsue the bufinefs with John Potter & Sam^{ll} Hemmingway about y^e aforefaid land & bridge.

L^t Thomas Munfon propounded that some Courfe might be taken to fettle y^e bounds betwixt Brandford & us.— It was left to y^e Committee apointed y^e laft towne meeting with y^e fame power./ — —

AT A TOWNE-MEETING HELD AT NEWHAVEN SEPTEMB^r 13th 1669:.

After y^e names were Called, the towne proceeded to the Choife of Lifters— And the Townes-men were Chofen Lifters according to law.

L^t Thomas Munfon & John Moïs were Chofen deputies for the Gen^l Afsembly in octob^r next, & Abraham dowlittell a 3^d man in cafe any of the other two be hindred./

Ordered that if Nathan Andrewes need helpe for y^e carrying on the work of the new meeting-houfe according to agreem^t, there fhallbe liberty to prefs fuch helpe as is necefsary for y^t end./

The Court with Captⁿ John Nafh & y^e townes-men are apointed Audito^{rs} for to Auditt The towne treafurer his acco^{ts} the two yeares laft paft.—

Roger Alling upon his defire was freed from being Serj^t to the traine band, he being Chofen deacon to y^e church.— —

Abraham dickerman Chofen Serj^t to y^e traine band.

Mofes Manfield Chofen Corporall to y^e traine band.

Mr Benjamin Ling being ficke, L^t Thomas Munfon was Chofen Treafurer for y^e towne in his ftead untill the Election of towne officers in Aprill or May next.— —

Ordered, That a Rate of two pence upon y^e pound be payd unto the towne Treafurer for y^e Carrying on of towne occasions, as y^e new meeting houfe, &c., by y^e feveral inhabitants of y^e towne, the one halfe at or before the end of octob^r next, & the other halfe at or before the end of March next after./ — —

AT A TOWNE-MEETING HELD AT NEWHAVEN DECEMB^r 6th 1669:—

After y^e names were Called: The orders of the Gen^l Afsembly in octob^r laft were read to the towne./ — —

The Conftables for y^e yeare paft fignified to the towne that their yeare was up, & defired y^t new ones might be Chofen, & accordingly they proceeded to Vote, And W^m Bradly & Philip Leeke were Chofen Conftables for the enfuing yeare, and Ellis mew Chofen Conftable at the iron-workes for the yeare enfueing.

Philip Leeke and Ellis Mew now tooke y^e Conftables oath, but W^m Bradly defired fome time of Conſideracion.—

Complaint was made to y^e towne of the badnes of the mill high way: It was by Vote Left to y^e townes-men to gett it mended.—

[134] The agreem^t betweene Brandford & Newhaven about y^e deviding line betweene y^e plantations was read to y^e Towne & approved & ordered to be Recorded, and is as ffolloweth, viz^t—

Whereas there hath been a differance betweene the inhabitants of Newhaven & the inhabitants of Branford about the deviding bounds betweene each plantation; and the inhabitants of Newhaven aforeſd having Chofen & impowered James Biſhop, L^t Thomas Munſon, W^m Andrewes, Jn^o Moſe & Jn^o Cooper ſenio^r on their parte, and the inhabitants of Branford aforeſd having Chofen & impowered M^r Jn^o Wilford, Thomas Blatchlye, Michaell Tainter, Thomas Harrifon & Sam^{ll} Ward on their parte, to iſſue y^e ſd differance in reference to y^e ſd bounds; The ſd perſons above named, (excepting Jn^o Cooper in whoſe roome M^r W^m Tuttell was defired by the authority of N—haven) being mett together this fifth day of octob^r 1669: and after a full debate & Conſideracion of the caſe for the p^rſerving of Love & peace, & the caſe for the p^rventing of trouble for the future betweene them y^t have hitherto been Loveing neighbours, have Condeſcended foe farre each to other as to agree about the p^rmiſes as ffolloweth, viz^t: That from the River formerly called in an agreement Tappamſhaſhack (with y^e exception of meadowes therein expreſſed) the great pond at y^e head of y^e furnace ſhall be the bounds foe farre as it goes, and from the head of y^e ſd pond that a ſtrait line be drawne to y^e eaſt end of a Haſſuckie meadow, out of which a brooke called Hercules brooke runs into muddye river, and from y^e eaſt end of y^e ſd meadow to run a north line with y^e juſt variation according to y^e countrey unto the end of the bounds of Branford aforeſd, y^t is ten miles from the ſea, according to the order of the Gen^{ll} Aſſembly; In teſtimony

whereof, wee have fett to our hands the day and yeare above written.—

John Wilford
Tho: Blatchlye
Mich: Taintor
Tho: Harrifon
Sam^l Ward

James Bifhop
Thomas Munfon
W^m Andrewes
W^m Tuttell
John Mofe

AT A SPECIALL COURT HELD AT NEWHAVEN DECEMB^r 21th 1669:.

Timothy fford appeared to cleare his Right to a heifer which was formerly questioned & he had now kept a twelve moneth; he declared that it was of y^e Colo^r of his & had y^e fame eare marke, & for age he had got Roger Alling to looke in her mouth, & they found by her teeth (haveing 4 broade teeth) y^t fhee anfweres y^e age of his heifer, Roger Alling owned the fame Concerneing her teeth.— Timothy fford was blamed that he did not take y^t courfe the Laft yeare to cleare when hee knew it was questioned, He owned his erro^r therein.—

W^m Bradly tooke y^e Conftables oath.—

Samuel Cooke & Thomas Tuttell were Called to cleare their Claime to y^e horfe in difference betwixt y^m, but they being not foe fully p^rpared, it was Left to another time to ifsue it./ —

[135] M^{rs} Margaret Goodyeare & the Truftees for the Credito^{rs} to M^r Goodyeare his Eftate now appeareing for an ifsue of that matter, which was referred by the County Co^{rt} unto this Court for an ifsue;

And after a full debate of the matter, it came to this Conclufion, as followeth: viz^t. That y^e fd M^{rs} Margaret Goodyeare ingaged (before the Court) unto y^e fd truftees, viz^t. Capt^m John Nafh, M^r Nicholas Auger, & John Cooper fen^r, the full thirds of that Lands which formerly belonged to M^r George Lamberton, late of Newhaven deceafed, both in y^e quarter at the towne, & alfoe at y^e ffarme, as fecurity for the paym^t of threefcore pounds unto y^e fd Truftees for y^e ufe of the fd Credito^{rs}, in Conftideracion of y^e fd Credito^{rs} Right in y^e houfe & lands of the fd M^r Lambertons, being two nineths, alfoe for the Reversion of her part being one nineth, and this to be payd at or before the end of two yeares

from y^e day of the date hereof, & this to bee payd in porke, beefe, peafe, & indyan Corne, at y^e price it paises in Newhaven towne betweene man & man & for towne rates.—

Alfoe M^{rs} Margaret Goodyeare doth further ingage unto this Court her Land & meadow y^t is in y^e quarter which formerly belonged to M^r Goodyeare, viz^t. about 20 acres of upland & 15 acres of meadow, be it more or Lefse, as security for y^e paym^t of thirty pounds unto y^e aforefd Trustees for y^e use of y^e fd Credito^{rs} upon demand, in y^e fame pay & at y^e fame price as before./ —

Alfoe M^{rs} Margaret Goodyeare doth further ingage in the full summe of fixty pounds unto this Court for y^e paym^t of the remainder of what is in her hands due upon acco^t unto y^e aforefd Credito^{rs}, when y^e fd Credito^{rs} fhall appeare & make demaund of the fame of the aforefd trustees according to order./ —

AT A COURT HELD AT NEWHAVEN JANUARY. 5th 1669:.

<p>Jury John Cooper sen^r Abraham dowlittel Henry Glover John Winton Jere: Osborne Abram: dickerman:</p>	<p>Anthony Elcocke Plt } John Tod defend^t } In an action of flaunder and def- amation to y^e value of Tenn pounds dammage:. The plaintiffe declared, that John Tod had defamed his name in Chargeing him with ftealeing of things out of the vefsell, as wheate of M^{rs} Bonds & foape of Eliazar Pecks, & foe p^rfented his evidencē.</p>
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The jury haveing weighed y^e Evidences & allegations on both sides brought in their Verdict as all agreed y^t In y^e action wherein Anthony Elcock is Plaintiffe & John Tod Contra defend^t That they find for the plaintiffe two pounds & Cofts of Court. The Court accepted of the Verdict & ordered y^t to be the Judgem^t of Court.—

<p>Anthony Elcock Plaint: } Edmund Dorman defend^t }</p>	<p>In an action of flaunder & defama- tion to y^e value of five pounds dam- mage.</p>
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[137] In y^e action wherein Anthony Elcock is plaintiffe & Edmund Dorman Contra defend^t The jury brought their verdict as all agreed That they find for the Plaintiffe 5^s & Cofts of Court.—

But y^e Court not being satisfi^yed with y^e verdict caufed them to returne to a fecond Confideracion, And havinge foe done The jury returned y^t they could not agree on a verdict, upon which the Co^{rt} came to a fpeciall verdict as followeth; That they judge, That y^e Plaintiffe & defend^t beare y^e Cofts of Co^{rt} Equally betwixt them.

Henry Jones was called for to anfwer. for his forgeing of an arreft in his maj^{ties} name & under y^e hand of one of y^e Aifift^{ts}.; & improving the Conftable to ferve it upon Edward Prefton; The Conftable was called to informe y^e Court how it was, whoe fd, That he knew nothing but it was reall, & foe informed of y^e fubftance of y^e warrant, &c. Henry Jones anfwered That he owned the thing & tooke it wholly upon himfelfe; And being afkt^t y^e reafon of his foe doing, Anfwrd, That he had noe reafon to give, but did condemne himfelfe for foe doing as his ffolly, havinge noe other end but did it in jeft, and therefore did leave himfelfe to y^e mercy of the Court herein: He was told y^e greatnes of his evill both in abufeing his Maj^{ties} name & his officers & his wrong to y^e fubject, &c., befides his fin againft god: And therefore did fentence as followeth, That Henry Jones pay 4^{lb} as a fine to y^e publique treafury; though y^e fact might deserve a more fevere testimony againft in y^e nature of it; yet if y^e fd Henry Jones ap^hend it may tend to his advantage, The Court doe Chooſe rath^r to referre y^e bufinefs unto y^e next County Court. — but y^e fd Jones did rather reft fatisfi^yed with y^e aforefd fentence.

AT A COURT HELD AT NEWHAVEN FFEBRUARY. I^{rst} 1669:.

Widdow Vincitt plaint:	}	In an action of flaunder or defa-
Eben-ezar Browne defend ^t		
		mation to y ^e value of 39 fhillings
dammage: But y ^e p ^{lt} withdrawne her action before profecution,		
And both of y ^m were adviſed that things might be better betweene		
y ^m all for y ^e future.		

Widdow Roſe & Thomas Tuttell appeareing now for an iſſue reſpecting y^e horſe in difference betwixt y^m.; The Court havinge Confidered the Evidences p^rſented on both fides, & alſoe viewed y^e fd horſe, doe judge y^t y^e fd Widdow Roſe hath y^e moſt probable Right to y^e fd horſe, yet orders That ſhee ingage unto this Court

in y^e fumme of fix pounds to anfw^r any that fhall within a twelve moneth after this appeare & lay a better claime unto y^e fd horfe, which y^e fd widdow Rofe now accordingly ingaged./ — —

AT A TOWNE-MEETING HELD AT NEWHAVEN FFEB^{ry} 14th 1669:.

The Conftables haveing received warrant from Treafurer for y^e gathering of y^e Colony Rate, which was now read, & notice given to y^e inhabitants to bri[ng] in y^e fd Rate to M^r Baches warehoufe upon y^e 21th & 28th of this infant.

The towne was acquainted with what y^e Committee had done in reference to y^e Village,* & y^e Articles was read & y^e ingagem^t, with y^e names of the perfons ingageing, and the towne was acquainted y^t one of y^e articles which concerned y^e graunting of it freely or not was left to y^m, & therefore it was defired y^t they would declare y^r minds therein; & after debate It was by vote declared That y^e towne graunts y^e village to thofe that have ingaged, according to the fd Articles, without paying y^e purchafe to y^e towne

M^r W^m Rofewell & M^r Tho: Trowbridge propounded for liberty to gett 6000 of pipeftaves for y^r p^rfent ufe, y^e feafon not being fitt to travell abroad. It was by vote graunted provided that they be not got within five miles of y^e towne.

[138] Captⁿ Jn^o Nafh propounded on y^e behalfe of M^{rs} Rotherford, That y^e towne would graunt her a piece of ground to fet a warehoufe on, adjoineing to y^t piece of ground formerly to Jn^o Livermore./

Joseph Alfup propounded for y^e like liberty againft his houfe.

Both y^e former propofitions was by vote graunted, And the townes-men was appointed to fet out y^e places foe as may be leaft p^rjudiciall to y^e towne.— —

The townes-men gave notice to y^e towne yt they would bring in y^e number of y^r Cowes before y^e firft of march next.—

Alfoe y^t y^e feverall quarters be planted fucccefsively, as formerly ordered by y^e towne, viz That y^e fubbarbs & Goodman Coopers quarter be planted this yeare, & the Governo^{rs} quarter & yorkfhire quarter not planted.

* Afterwards East Haven.

FFEB^{ry}: 22th 1669:

Widdow Browne did owne before mee that her late husband ffancis Browne did in his life time make over to her sonne Eleazer Eleven acres of meadow, & herselfe did give him y^e 20 acres of upland lieing on y^e east side of the east River, which was made over to her late husband in Court from James Heaton in july, 1658; & shee desired y^t it might be recorded to her sd sonne; alsoe five acres of meadow more, adjoineing to y^e aforefd meadow, which her late husband had in way of exchange from Thomas Barnes for some which her sd husband had of Thomas meekes.

James Bishop *Record^r*

AT A COURT HELD AT NEWHAVEN MARCH. 1st 1669/70:—

Jury	W ^m Chatterton Plaintiffe }	In an action of
John Cooper fen ^r	Grace Mattocke* defend ^t }	flaunder and def-
Henry Glover		amation, y ^e sd defend ^t haveing accused y ^e sd
Sam ^l Whitehead		plaintiffe of haveing Carnell knowledge of
Abram: dowlittell		her sometime since, on or neare y ^e Roade
Jere: Osborne		way by david Atwaters, (as she faith) to his
W ^m Payne		great wrong to y ^e value of twenty pounds dammage, The plain-
		tiffe declared, That y ^e defend ^t had wronged him in soe saying
		that which shee could not make out, but after sd, y ^t which was
		not soe;

He sd y^t he could speake it with a safe Conscience, y^t which shee sd was not soe.— The defend^t being called to speake, declared That he and shee being goeing from y^e towne together, when they came beyond the necke bridge, he went leaning on her almost all y^e way to Goodman Atwaters; & then a litle beyond his house goodm Chatterton held her up against a post & tooke up her Coates; she told him y^t shee would tell her father, but he sd he had done her noe wrong; shee sd they was but a litle while there, & soe shee went away before, & he came after her & over-tooke her & ask^t her why shee went noe faster; shee told him y^t she was weary; he bid her ly downe, & soe he layd her downe

* Grace daughter of Christopher Todd, and wife of Richard Mattocks; her elder sister Mary was wife of Isaac Turner.

Wm. Chatterton's wife was Mary, daughter of James Clarke.

on a ftump or log & was naught with her, and he bid her y^t fhee fhould tell noeboddy; fhee was afk^t w^t time this was? Shee anfwrd a litle after it was darke about halfe an houre; She was afk^t if fhee was willing? She fd noe, but fhee was afrayd of him; foe they both went home together, but goodwife Chatterton was gone to her mothers, and he went & fate downe & fell afleepe: She was told y^t fhe heard y^t he denies it. She was asked whoe fhe told of it? She fd her fifter Turner, fhe thought quickly after? Goodw: Turner fd, That fhee told her y^t fhee & he was going along together, & he would have been naught with her, & layd her upon a log, & fhee got up & ran away, & told him y^t he had a wife of his owne. Goodman Tod fd y^t he heareing fomething of it told Goodm Chatterton of it, & he anfwrd y^t if any fd foe, he would make them prove it.

The defend^t further fd that a litle after her father had told him of it, y^t in y^e meadowes he fd to her, That if fhee told of it he would knock her of y^e head & y^t fhee would be hanged: She was afk^t whoe elfe fhee told of it? She fd Goodw: Ives, & alfoe Goodw: Culver at y^e death of W^m Chattertons child, fhee was foe affrighted y^t fhee could hold it noe longer: The plaint: was afkt if he went home with her at y^t time? He anfwrd, That fhee went before, but he thinkes he overtooke her, but he utterly denied y^t which fhee accused him withall.

[139] The teftimonies of Goodw: Ives & Goodw: Culver, &c. were read: & the Jury haveing Confidered y^e Cafe brought in y^r Verdict as all agreed: That they find for y^e Plaint: fix pence dammage & Cofts of Court. The Court accepted of y^e fd Verdict & ordered it to be y^e Judgem^t of y^e Court.—

AT A TOWNE—MEETING HELD AT NEWHAVEN MARCH. 14th 1669/70:

After y^e names were Called The towne was informed y^t there was a great neglect in not attending the time of thefe meetings, & in diforderly departure before matters are ifsued, therefore they muft expect y^e penalty wilbe required if there be not better attendance for y^e future:

The towne was alfoe informed y^t the occafion of this meeting was in reference to y^e new meeting houfe, it going on but flowly, and having fpoken with the treafurer they find y^e ftock in his

hand is so low y^t there is not sufficiency of pay for y^e carrying on y^e worke. After debate & Consideracion of it, It was by vote agreed That a Rate of a penny upon y^e pound be payd by y^e severall inhabitants into y^e treasurer (for y^e finishing of y^e new meeting house) betweene this & the last of Aprill next, the one halfe in Corne, excepting those to whom y^e towne is in debt./

M^r Jones acquainted y^e towne y^t he haveing received of the towne of late twenty pounds per annum which he acknowledges with thankfullnes, but because of y^e necessity of the towne he now released the one halfe of it.

Widdow Bannister* propounded to y^e towne for a piece of ground to sett a little house upon, neare Captⁿ Nashes, where y^e old pound stood; It was left to further Consideracion.

Edward Perkins ingaged to maintaine a sufficient high way for Carts at y^e further end of y^e west lane against y^t which was Martin Tichinells lott, for y^e space of five yeares, & to have for his labour & care therein 4^s per yeare./ —

It was propounded on y^e behalfe of M^r Jones That y^e towne would graunt him a quantity of land for a small ffarme, some were upon y^e west side of the East River, above y^e place of riding over to Connecticutt; after debate upon it

The towne by vote graunted unto M^r W^m Jones one hundred & fifty acres of land upon y^e west side of N-haven East River where it may be most convenient to make a small ffarme on, betweene y^e place of riding over, & the foote of the blue mountaines.—

Thomas Tuttell findeing himselfe little improved as packer, upon his desire hee was ffreed from beeing a publike packer for y^e towne.—

Edward Perkins propounded to y^e towne for a small piece of meadow at y^e reare of his homelott, y^t he might fence it in strait with M^r Rosewell.

It was left to y^e townes-men to understand y^e neighbors mind about it, & to make returne to y^e towne at another meeting./ —

The towne by Vote graunted George Pardee his proposition in the substance of it, in reference to y^e fferry Land at y^e red rocke, as in a writeing p^resented by the townes-men on his behalfe

* Edward Banister died in 1649, leaving wife Ellen and one daughter. The widow went to England, but returned to New Haven.

AT A COURT HELD AT NEWHAVEN APRILL. 5th 1670:.

Jury	W ^m Rogers Plaintiffe }	In an action of
John Cooper fen ^r	ffrancis Jackson defend ^t }	flaunder & def-
Joseph Alfup		amation to the dammage of twenty pounds.
W ^m Payne		W ^m Edwards admitted atturnie for y ^e
John Herriman fen ^r		plaintiffe, & before profecution of y ^e action
Jere: Osborne		he nonfuted himfelfe and ingaged to pay all
Abram: Dickerman		

Charges & dammages to y^e defend^t, whom y^e Court allowed for his owne time & y^e charge of witnesfes & warrants fifteen fhillings to be payd by y^e fd W^m Rogers.

The plaintiffe desired y^t y^e Court would graunt him a fpecial Court upon y^e 8th of this infant, & he would beare y^e charges of it; upon his request y^e Co^rt condescended to graunt it./

[140] Thomas Eftbrooke Plaint.	} In an action of debt to y ^e value
Samuell Cooke defend ^t	

The Court haveing heard w^t they had to fay on both fides declared as their Judgment that they find for the plaintiffe 7^s & cofts of Court.

Mathew fford being complained of by Sam^{ll} Whitehead, Edward Perkins & John Miles for falling of foure trees (contrary to an order of the towne) on land of the 2^d devifion, belonging to y^t Quarter called Goodm Miles his Quarter: The fd fford desired y^m to make prooffe of y^r complant but there appeareing noe prooffe the cafe fell.

AT A SPECIALL COURT HELD AT NEWHAVEN APRILL 8th 1670:—

Jury	W ^m Rogers Plaintiffe }	In an action of
John Cooper fen ^r	ffrancis Jackson defend ^t }	flaunder & defa-
Henry Glover		mation to y ^e dammage of twenty pounds.
W ^m Paine		The jury haveing Confidered y ^e Evi-
Joseph Alfup		dences p ^r fented on both fides they brought
Jere: Osborne		in this as their Verdict: That in y ^e action
Abram: Dickerman		

wherein W^m Rogers is plaintiffe & ffrancis Jackson Contra defend^t they find for y^e plaintiffe twenty fhillings & Cofts of Court. The court accepted of the fd verdict & ordered it to be y^e judgem^t of y^e Court.— This Court adjourned unto y^e 12th of this infant

AT AN ADJOURNED COURT HELD AT NEWHAVEN APRILL 12th 1670:.

The occasion of this Court was in reference unto many sad & grievous complaints that Eben-ezer Browne & Hannah his wife hath of late made unto the Authoritie here one against y^e other. And the Court haveing heard what the sd parties p^resented by way of complaint, with the Evidences on both sides, after much time & paynes with y^m to convince y^m of their Evill in behavio^r each to other did by way of sentence declare as followeth;

This Court haveing feriously Considered y^e complaints of Eben-ezer Browne & Hannah his wife one against y^e other, of their sinfull & wicked carriages one towards y^e other in their married relation together, both in words & actions, & findeing both by Evidence & their owne acknowledgements, that they have gone on in a most abominable way to the dishonour of god, & scandall of o^r christian profefsion, notwithstanding all meanes formerly used to reclaime y^m, and y^e ingagement of better behavio^r that lies upon him, They doe now order That y^e former sentence of Corporall punishm^t bee Executed upon y^e sd Eben-ezer Browne to morrow morneing about 8 of the Clock, & that he ingage such part of his Estate as the Authoritie here shall apoint to the value of forty pounds for his good behavio^r for the future; And for Hannah his wife they doe judge her Carriage to bee such as deserves Corporall punishment, yet at p^resent shall suspend y^e execution of the same, upon her ingagem^t of better carriage for y^e future, & onely at p^resent order That she stand by her husband bare while the sd sentence is executed upon him./ The sd Ebenezer Browne y^e next day did before y^e authoritie here acknowledge himfelfe bound in y^e aforesd summe of ffourty pounds of such part of his Estate as the Authoritie (according to sentence) shall apoint./ — —

[136] MARCH 30th 1670:

Eleazar Browne haveing stood quietly possessed (of a Certaine house & homelot, formerly belonging to Thomas Knowles, lieing at y^e landing place of hay, alsoe fixteene acres of meadow, be it more or lesse, lieing on y^e East side of N-haven East River, bounded wth meadow formerly belonging to M^r Evance on the South, & meadow of Thomas Barnes on the north, & running

from the River to y^e upland), wthout any interruption, Claime or profecution from any perfon or perfons according to Law, doth now Enter it to himfelfe & his heires for ever.— —

In y^e p^refence of us

James Bifhop Afsifst^t, & Record^r

John I C Cooper fenio^r Townes-man
his marke

This writeing witnefseth y^t I Katherine Miles, widdow & Relict of deacon Richard Miles, late of Newhaven deceafed, doe alienate & pafs over unto Thomas Johnfon of Newhaven aforefd two acres of meadow, lieing in the weft meadow above y^e weft Caufie, lieing on y^e upper fide of the whole piece, and adjoineing to a piece of meadow now belonging to Jn^o Winton, which two acres the fd Thomas Johnfon bought & payd for in my late hufband his life time; witnes my hand this feventh day of december: 1669:.

Witnefs

Thomas Beamon
Samuell Miles

Katherine Miles

her Z marke

I William Tharpe doe give to my fonne Nathanⁿ Tharpe my houfe & homelott, and alfoe 4 acres in Goodman Coopers quarter, two acres and a halfe in y^e fecond quarter, & alfoe my 2^d devifion, and alfoe my right in the Commons.

William Tharpe

Witnes

John Johnfon
Samuell Hall

I William Tharpe doe give to my fonne Samuell Tharpe 3 acres in goodman Coopers quarter, 2 acres of meadow upon y^e ifland, 2 acres & a halfe of upland in y^e 3^d devifion, 2 acres in the neck.

William Tharpe

Witnefs to this

John Johnfon
Samuell Hall

To all people to whom this writeing fhall come; Know y^e, That I Abraham Dickerman of Newhaven in New england, planter; Have Graunted, Bargained, fold, Afsigned, & made

over, And by thefe p^refents doe graunt, bargain, fell, afigne & make over unto Samuell Tharpe of Newhaven aforefd my dwelling houfe & Barne ftanding in y^e quarter over againft Jonathan Tuttells, with all y^e land of mine thereunto adjoineing, Containeing by eftimation three acres, bee it more or Leffe, with all y^e fruit trees thereupon, & all other Rights and priviledges thereunto belonging to be to him, his heyres, executo^{rs}, and afignes for ever, And I y^e fd Abraham Dickerman doe covenant & agree to & with y^e fd Sam^l Tharpe, that he y^e fd Samuell Tharpe his heyres & afignes fhall, or lawfully may from time to time, & at all times hereafter peaceably & quietly have, hold, & enjoy, y^e aforefd houfe, Barne, Land, wth all & finglar other y^e appurtenances without any lett, trouble, moleftation, claime or demands whatfoever of or by mee the fd Abraham Dickerman, my heires, Executo^{rs} or afignes, or any of y^m, or any oth^r perfon or perfons claimeing or to Claime from, by, or under mee, them, or any of y^m, In witnes whereof I y^e fd Abraham Dickerman have hereunto fet my hand & feale this tenth day of September, Anno Domini one thoufand fix hundred & Seventy 1670:

Abram Dickerman feale

Sealed & delivered

in y^e p^refence of

William Johnfon

Samuell Tod

Thefe are a true Record of y^e originalls

[141] AT A TOWNE-MEETING HELD AT NEWHAVEN APRILL 15th
1670:

The towne was acquainted y^t the occafion of the meeting was in reference to the new meeting-houfe, Nathan Andrewes having given in a writing to y^e Committee, in which they were not willing to act anything without advifeing with y^e towne: The writing was read to y^e towne, and after debate about it, a Committee were by vote appointed to Confider & ifue y^e matter with Nathan Andrewes, & to endeavo^r a fpeedy Carrieing on of the worke that is yet behind, viz. The p^refent Court & townes-men, with Captⁿ John Nafh, M^r W^m Tuttell & M^r Thomas Powell.

It was propounded unto y^e towne about borroweing fifty pounds of y^e Committee for y^e schoole for y^e Carrying on y^e worke, & y^e towne to ingage y^e repaying of it againe at or before this time twelve-moneth, and after debate about it The towne by vote ingaged to repay fifty pounds unto y^e Committee for y^e schoole, at or before this time twelve-moneth, in y^e fame kind or in other pay, in full value to y^e sd Committees satisfiſſation, if they receive foe much for the townes uſe of the ſd Committee.—

The townes-men returned in reference to y^e piece of meadow at y^e reare of Edward Perkins his lott propounded for by y^e ſd Perkins, That haveing ſpoken with y^e neighbo^{rs}, they find y^m not willing hee ſhould have it; But if John Thomas may have it, they ſay he will let y^e quarter have ſome of his lott to remove their fence out of the ſpring; It was Left to y^e townes-men to fettle y^e ſd meadow either to John Thomas or Edward Perkins, as they judge moſt for y^e good of the towne./

AT A TOWNE—MEETING HELD AT NEWHAVEN MAY. 2^d 1670:.

After y^e names were Called, there was notice given for the Choife of deputies for the Gen^l Aſſembly, And after y^e votes were given in it appeared y^t L^t Thomas Munſon & John Moſs were Chofen Deputies to attend y^e Gen^l Aſſembly this p^rſent may: & Abraham dowlittell the 3^d man in caſe either of y^e other be hindred.— —

It was Voted that y^e one halfe of the penny Rate layd March. 14th 1669/70 be forborne untill September next enfueing.— —

One and Twenty ffreemen, whoſe names were ſent downe in the orders of y^e Gen^l Aſſembly octob^r Laſt now Tooke oath according to y^e tearmes of o^r ſubmiſſion./ — —

It was by vote Left to y^e townes-men to apoint two of themſelves to Joine with John Brockett, to ſtate & Lay out the one hundred and fifty acres graunted to M^r W^m Jones at a Towne-meeting the fourteenth of March, 1669/70:— —

John Punderſon ſenio^r Chofen Treafurer

James Biſhop Chofen Recorder for y^e yeare enfueing

John Cooper fenio^r, John Herriman fenio^r, Henry Glover, John Winton, Jeremiah Osborne, Abraham Dickerman & James Heaton Chofen Townes-men for y^e yeare enfueing.—

Timothy fford & John Cooper junio^r Chofen furveyo^{rs} for Bridges and high wayes for y^e yeare enfueing.

M^r W^m Tuttell & Sam^l Tharp chofen viewers of fences for y^e Governo^{rs} Quarter.

Sam^l Miles & Nathaniell Tharpe for Goodman Coopers Quarter.—

Nicholas Elsey & Jonathan Tuttell for y^e Quarter next y^e mill.

John Herriman fenio^r & Jn^o Miles for y^e north fide of y^e yorkshire quart^r.

Henry Glover & John Gibbs for the South fide.—

Edward Perkins & Joseph Mofs for the subbarbs Quarter.—

W^m Johnfon & Ifaacke Beecher for y^e field at y^e west hill; all Chofen [142] for the yeare enfueing— And y^e laft yeares viewers are ordered to fhew the p^rsent viewers every mans fence.

AT A TOWNE-MEETING HELD AT NEWHAVEN, JUNE 27th 1670:.

The orders of the Gen^l Afsembly in May laft was read to the towne.— —

M^r Willm Tuttell, John Cooper fen^r & Nicholas [Elsey] or any two of them were appointed to view the pieces of upland taken in with y^e fence of the Beavo^r meadowes propounded for by y^e purchafers & make report thereof to the towne at their next meeting for an ifue of the matter./

AT A TOWNE-MEETING HELD AT NEWHAVEN AUGUST. 8th 1670:.

The towne was acquainted y^t the occafion of the meeting was that fome Courfe might be taken for y^e p^rfervation of indian-Corne, the fwine have taken moft of the quarters, &c

After debate & Confideracion of the matter It was ordered that every man fee that his fence in y^e feveral quarters bee marked at both ends this day, under y^e penalty of 12^d a defect upon every

distinct parcell of fence in neglect hereof, and that the viewers of fences p^rsent y^e names of y^e severall persons that they find defective herein at y^e next plantation Court.—

It is alsoe ordered y^t all swine that have at p^rsent taken, or hereafter shall take any of y^e quarters while indian Corne is ungathered, bee either kept up, or yoked, under the former penalty.

The townes-men were appointed Lifters, to make up the Lift of Estates ready against october Court.—

M^r Nicholas Streete acquainted y^e towne, That whereas he was appointed a trustee with some others for the stock given to y^e schoole, &c., he desired now to bee discharged of that trust; it was answrd that it was discouraging to others for him to Leave it; he replied, that he should be helpfull by his Advice, but seemed not to bee willing to Continue his trust./

M^r Streete alsoe propounded, That his Graunt of land & meadow above M^r Yales might be made over to his sonne; It was answrd, that when it was measured & layd out & bounded, it might bee soe stated to him.—

L^t Thomas Munfon propounded about severall that went to helpe at Guilford when they were ficke, whose sto^pt their rates upon that acco^t: It was answrd him, that those y^t understood what was behind were desired to bring in y^e acco^t of it unto y^e Authoritie, and then it should bee Considered.—

[143] AT A TOWNE-MEETING HELD AT N-HAVEN OCTOB^r 3^d 1670:

The towne was acquainted that y^e warrant was to come downe for the ffreemen to Choofe deputies, And the votes being given in, it appeared that L^t Thomas Munfon & John Mofs were Chosen deputies for the Gen^l Afsembly this instant octob^r and John Cooper sen^r y^e 3^d man, in case any of the other be hindered by the providence of god—

The Committee appointed for y^e feating of people in the new meeting house informed the towne that they had p^rpared something that way for a p^rsent tryall, which was now read to y^e towne.

AT A TOWNE COURT HELD AT NEWHAVEN OCTOB^r 4th 1670:

Thomas Hall, Jonathan Hall, & david Hall* being Complained of for their disorderly behavio^r & Carriage in y^e night after y^e sabbath, being the 25th of Septemb^r laft, did now appeare. The Conftable being called to informe how y^e matter was; declared, That they commeing againft his houle he heard a great noyle, & foe rofe up out of his bed, & went out to fee what y^e matter was; & found thefe perfons together with Jofeph Emerson, whoe had complained to authoritie of what abufes he had from fome of y^m, Efpecially david, in fcurrelous language &c—

The Court haveing heard what they had to fay in their owne defence & Confidered of y^e whole, did fentence y^e fd perfons for their diforder to pay 10^s a piece according to law, two parts of it to y^e treafurye & the other third part to y^e informer. —

AT A TOWNE MEETING HELD AT NEWHAVEN OCTOBER. 31th 1670:

After the names were Called; The towne was acquainted with the bufinefs Concerneing y^e Contribution money: M^r Johnfons Lett^{rs} & accompt about it was read to y^e towne.—

The Towne was acquainted with y^e necefsity of Layeing a Rate of two pence upon y^e pound for y^e paying of what is behind to the finifhing of the meeting houle, and for y^e repaying of what is borrowed of the Committee for the fchoole for that end, &c—upon which It was ordered y^t a Rate of 2^d upon y^e pound be payd by the feverall inhabitants of the towne, (the one halfe p^rsent, & the other halfe at or before the laft day of March next enfueing) unto y^e Towne Treafurer.—

M^r Jones acquainted the towne with y^e Eftate graunted to the fchoole & the improvem^t of it, & he hoped there would bee ten pounds of y^e produce of it for the eafe of y^e towne in reference to the fchoole mafter for this p^rsent yeare

M^r W^m Jones, M^r Mathew Gilbert, Captⁿ John Nafh & the townes-men were apointed Audito^{rs} to Auditt the Towne Treafurers acco^{ts} for y^e yeare 1669:./ — —

* Thomas, aged 21, Jonathan, aged 19, and David, aged 17, sons of John and Jane Hall.

Deacon W^m Pecke propounded to y^e towne on y^e behalfe of Goodwife Banifter, That they would graunt her a piece of land to set upon, or some timber of the old meeting house to build a litle house upon a piece of land y^t is given her: It was Left to y^e deacons, John Cooper fen^r & Abram Dickerman to Consider of y^e proposition, & make returne of what they thinke may be best to be done in y^e case unto the towne at y^e next towne meeting.—

[144] L^t Thomas Munfon propounded to the towne about a high way through the playne field unto a fwamp y^t is of use to the towne for timber:— It was Left to the townes-men to Consider of the matter & make returne of their thoughts (what is meete to be done) unto y^e towne.— / —

It was by vote agreed that y^e front gallery that is now devided bee for men onely.— —

It was by vote left to the Committee for the meeting house to Consider of and provide a place for boyes to fitt in and some body to looke over them.— — —

AT A TOWNE—MEETING HELD AT NEWHAVEN Y^e 14th OF
NOVEMB^r 1670

The orders of the Gen^{ll} Assembly octob^r last was read to y^e towne; It is ordered that the orders made at one towne meeting, the record of them bee read at y^e next Towne meeting after./ —

It was ordered that there be pounders for the severall quarters; and they to see y^t y^e orders for the p^rservation of Corne be attended./

M^r John Hodfihon & W^m Payne Chofen Conftables for the yeare enfueing; W^m Payne accepted & tooke oath, but M^r Hodfihon refused at p^rsent; It was left with him for further Consideration./ — —

Mathew Moulthrop Chofen Conftable at y^e iron-workes.—

W^m Wooden propounded to y^e towne, That they would give him about fix acres of Land, lieing neare where he is to build at the great playnes; It was left to y^e townes-men to apoint two amongst themselves to make a View of what hee propounds for, & make returne to the towne at y^e next towne-meeting.— — —

It was left to y^e Committee for y^e meeting houle either themselves, or to appoint two or three among themselves, to sell y^e old meeting houle to y^e townes best advantage.— —

The towne by vote approved of an agreem^t (now read) made by' the townes-men with y^e inhabitants at South end about y^e arreares of Rates for their necke, & alsoe what they are to pay for the future yearlye, and is as followeth:—

[145] AT A COURT HELD AT NEWHAVEN DECEMB^r. 6^t 1670:.

Jury	John Morris Plaintiffe	} In an action of flaunder & defa- mation for Chargeing the fd John Morris with stealeing his iron rakes, & his Canooe, & two load of wood, & saying that he is a lyar and a theife to y ^e value of twenty pounds dammage.—
L ^t Thomas Munfon	Eliazer Pecke defend ^t	
John Gibbs		
John Cooper sen ^r		
Roger Alling		
Jere: Osborne		
Abram: Dickerman		

The Plaint: p^rfented his evidence as followeth; The Testimony of John Browne & Mary Browne his wife; they testify that Eleazer peck being at their houle, & haveing some discourse of John Morris, he fd y^t John morris was a liar & a theife; he fd he fd noe more then he would prove & make him ashamed of it, for all he was M^r Bishops sonne,* & then my wife made answer that he should have a care what he said, and he fd that he stole a Canooe, & two iron rakes, & two loades of wood, & y^e young one was as good as he at it.— This testimony was accepted by the defend^t as if sworne before mee, James Bishop Afsift^t; but in court y^e fd defend^t objected against those words [a liar & a theife] & fd his words was that he lyed & stole:. James Bishop standing in some relation to y^e plaint: withdrew himselfe from y^e Court, & fate not in this action, onely M^r W^m Jones Afsiftant & M^r Mathew Gilbert Commisfion^r:

* John Morris, born about 1646, married Hannah, daughter of James Bishop; Eleazar Morris was his next younger brother.

The Evidences p^resented by y^e defend^t are as followeth:

The testimony of Joseph Tuttell, aged about 30 yeares, he testifieth y^t he with goodwife Glover & her sonne & some other of her relations had occasion to goe over to y^e iron-works in y^e yeare '69 about y^e latter end of September or y^e beginning of october, wee went into y^e neck to M^r Davenports landing place, expecting to find goodman Glovers flat bottom^d boate there, because they sd y^t they left her there, but when wee came thither y^e boate was gone from thence, & wee see John Morris & Eleazer Morris a useing of it on y^e east side, & John Glover called to him to bring over y^e boate, & John Morris said he would not, for Eleazer peck had lent it to him, & John Glover further sd y^t he did not believe y^t Ely peck had lent it to him, & sd if he would not bring it over we would come & fetch it; John morris answered y^t if wee had it wee should fight for it.

Sworne in Co^{rt}, but wth Caution about y^e boate sd by John morris & his threatning.—

The testimony of John glover aged 22 yeares: he testifieth y^t he & his moth^r & some other of his relations had occasion to goe over to y^e iron works in y^e yeare 69, about y^e latter end of September or y^e beginning of october; we went into y^e neck to M^r Davenports landing place, expecting to find our boate there, but wⁿ wee came thither the boate was gone, and we see John morris & Ely morris useing of it on y^e east side, & I called to John Morris to bring over the boate, & he sd he would not because Eleazer Peck had lent it to him, and I further sd that I did not believe y^t, and I sd if he would not bring over the boate wee would come & fetch it; John Morris answrd if we had it wee should fight for it./ — —

Sworne in Co^{rt}. The deponent faith he thought it was John morris & not Eliezer y^t sd y^e boate was lent & did threaten as in y^e depoficion./ — — —

W^m Holt aged 58 yeares testifieth y^t sometime y^e last summer he had wood lay cut on y^e east side against dragon, & about y^e quantity of halfe a loade y^t lay where it was Cutt, not carted to y^e waters side, & this halfe loade was tooke away without his Consent or knowledge, & sometime after John morris came to him & told him y^t Eleazer peck had charged him with stealeing of wood, & further y^e sd John morris sd to W^m Holt, if you will say it was yo^r wood, I will pay you for it, & y^e sd Holt answrd

halfe a loade was mine & noe more there—further the fd W^m Holt testifies y^t he had at y^t time one loade & a halfe of wood in another place by the water fide, which was alfoe taken away without his knowledge or Consent./

accepted by y^e plaintiffe as fworne

[146] Jeremiah How aged about twenty yeares testifieth, That about two yeares & a halfe now past he being employed in getting fhells with John Morris, he fee John Morris worke with one of Eleazer pecks rakes, & he told him y^t it was Eleazer pecks Rake, & the other of his Rakes himfelfe wrought with at y^e fame time, and further faith not.— / fworne in Court.—

The testimony of Eben-ezer Hooke,* that Eleazer peck & Jeremiah How cut wood over at y^e East fide, & I fee John morris & Samuell Hemmingway cart downe Eleazer pecks wood downe to y^e water fide about y^e latter end of May or y^e beginning of June; thef I can safely Atteft. 1670

accepted in Court as if fworne

The testimony of Jeremiah How aged twenty yeares or thereabouts testifieth as followeth; about a yeare agoe y^t wee was on y^e east fide helping Eleazer Peck cutt wood, & they fell two trees, the one of them lieing athwart the path with y^e top downe y^e river towards y^e fpring, & the other tree lieing with y^e top towards y^e River flope-wise upwards, & further faith not.— accepted as fworne./ —

The testimony of Sam^l Hemminway, aged 33 yeares or thereabouts, testifieth that y^e parcell of wood y^t he Carted for John Morris which Eleazer Peck layes Claime to as followeth; one of the trees lay with y^e head or top up y^e river & a litle toward y^e river withall, which fd tree was red oake; the other tree fell Crofs the path with head towards y^e fpring, & that fd tree was blacke oake; y^e fd John Morris told mee y^t fd Eleazer layd claime to thefe two trees for his owne, & withall wifhed mee to take notice what quantity was of it./ — accepted as fworne.—

I Samuell Potter testify as followeth; that about the latter end of May laft, I being employed by Eleazer peck in getting of fhells, wee both went over to y^e east fide, Goodman Morris being there & his fons John & Eleazer, they being fetting of a kill of

* Ebenezer Hooke born 1643, was a son of Rev. Wm. Hooke, formerly of New Haven.

lime; I see Eleazer peck take one Rake out of John morrises hand & found another by them; he owned both of y^m for his rakes, John morris not disproveing of it, but desired him to lend y^m to him to finish his kill y^t they were then about, & he would restore both of y^m where he would have him, which he did not, for we went afterwards over having need of y^m, & found one of y^m & tooke, & as for the other whether ever he hath received it to this day I know not — — At y^e same time when these other discourses was about y^e rakes, I Sam^l potter heard Eleazer peck lay Claime to about a load & a halfe or two load of wood, which John morris had carted or caused to be Carted to y^e water side. John Morris answered y^t he borrowed it of Goodman Holt; Eleazer peck still Claimeing of it y^e sd Jn^o Morris sd, if he could prove it to be his wood hee would pay him two loads for one; old Goodman Morris answer^d, you had too much of y^t trade already; they then entred into discourse about the Canooe, which John Morris owned hee tooke from y^e east side & brought over to y^e neck, Eleazer Peck blameing him for takeing her without leave & for leaveing her upon the rocke; the sd John answer^d y^t shee lay as bad on y^e east side as where hee left her; these discourses I can attest, and much other discourse there was y^t I cannot soe fully speake too, & therefore further say not at p^rsent.—

Sworne in Court.—

[147] In y^e action wherein John Morris is plaint: & Eleazer pecke contra defend^t, The jury finds for y^e defend^t Cofts of Court. This was accepted & ordered to be y^e judgem^t of Court.—

James Bishop, being by his office to record y^e sd Verdict & judgem^t; having well Considered y^e Evidences, & not findeing satisfaction y^t y^e sd Verdict & Judgem^t is according to Evidence, did desire y^e next Court y^t he might enter his dissent from y^e same, which accordingly was graunted, & is hereby signified.—

Richard Pritherch* Plt }	In an action of debt together with
Jn ^o Parker defend ^t }	dammage to y ^e value of 25 ^s : The plt
withdrawne before tryall.	

Philip Leeke came & acknowledged his Evill in being dis-

* Roger Pritchard is the only person then known in New Haven of similar name to this.

tempered wth drinke foe y^t he reeled & ftaggered by reafon of drinke; he tendred his fine, according to y^e penalty of y^e law, & he was told y^t he muft pay 10^s as y^e law doth direct.— But he was further told that there is a report of another time y^t he was diftempered with drinke aboard M^r W^{ms} Ship, which wee muft Enquire into, y^t if guilty you may be convicted, & if not you may be legally cleared: Hee anfwrd y^t he knows nothing by himfelfe of any diftemper by drinke at y^t time.—

John Tod being called to fpeake, declared, That he in his confcience thought philip Leeke was diftempered with drinke, & that he ought to fufpect himfelfe, whether by drinke or y^e fcant* of it he knew not, & foe did thofe aboard ap^hend y^e fame, but yet he fd he faw him not drinke any; he was afkt his reafons why then he foe ap^hended? he fd becaufe of his knocking foe hard on y^e Cafke to get out y^e bung, & his miftakeing in y^e gageing of y^e Cafke, & by the manner of his padling y^e canooe to and fro, that they was afrayd of him, & foe he and Thomas Hall went after him, but they faw y^t he went better before he came on fhore; Thomas Hall alfoe fd he obferved not much by him aboard but wⁿ he went into y^e Canooe, he went foe to & againe made us thinke he was diftempered. John Morris fd That Jofeph Alfup junio^r fd y^t he had dranke too much for he marked the Cafke wronge, & further fd y^t when his fonnes came aboard he called for a dram for y^m, & foe they had it, & then Goodm Leeke went away, & he thinkes fd nothing to any to bid y^m farewell, & further fd that y^e mafter feemed to be troubled, & fd he would not ftand to y^e gage, & told Samuell Baldwin y^t he fhould get it gaged at milford & they pay for that there & he would pay for this here; & y^e mafter feemed to be troubled y^t he went off aboard foe, & y^t his fons tooke noe more care of him, wⁿ he faw y^t he turned about foe often in y^e canooe.— — Jofeph Alfup junio^r fpake alfoe of his gageing y^e Cafke wrong & fetting y^e figures one almoft above another, & of his turneing about many times, but he fd he knew not how many.— Philip Leeke was afkt why he fd nothing to y^e mafter when he went off; Hee anfwrd y^t he had done his bufines & was in haft of worke at home; & further fd y^t when he was at home he found y^e erro^r about y^e markeing y^e Cafke & fent word to M^r Bryan about it: It was afkt of y^e

* Scant=scent.

witneses whether upon y^r knowledg[e] they Could say y^t philip Leeke did drinke to excefs? John Morris answrd y^t he saw him drinke but one little dramm: The Court haveing heard what was fd by the witneses & by philip Leeke in his defence declared y^t they find not by the Evidence y^t philip Leeke is Legally convicted of being diftempered with drinke; & therefore was legally cleare; but yet was told y^t he had caufe to looke upon it an humbling providence y^t he fhould give any occafion for others to have fuch ap^rhenfions concerneing him.

Jonathan Lampfon being complained of for contempt of authority in not attending y^e worke of y^e mill according to warrant, & not giveing any reafon or makeing any aplication to authoritie for releafe, as fome others had done, He answrd that when y^e warrant was ferved he had not got his hay, & fome was in fmall Cockes & fome in fwathe, & the fwine had tooke his Corne, & before he had done his bufines that wayes goodm. Tod fent him word y^t y^e work was over: but he confeft his evill. & [148] hoped it fhould be a warneing to him not to doe the like for y^e future.— Upon his humble confeffion y^e Court pafst it by with a fharpe reproofe, withall telling of him y^t if he was found in y^e like againe this would be remembred againft him.—

W^m Collins & his wife* being complained of by M^r Thomas Williams, M^r of y^e Ship Recovery, for entertaineing of his feaman feveral times without his knowledge & Confent, he alfoe complained of fundry things y^t he had loft from aboard, &c. The Court haveing heard what they had to fay did by way of fentence declare That W^m Collins pay 10^s fine for his entertainem^t of y^e fd feaman, &c., alfoe 10^s for him & his wife goeing aboard y^e fhip on a night after y^e fabbath to a drinking & tipling meeting, wⁿ y^e fd mafter was gone to New Yorke, & that he enter into bond in y^e fumme of ten pounds for his good behavio^r for y^e future./

The fd W^m Collins accordingly ingaged now in Court.—

David Hall goeing aboard at y^e fame time, & carrieing Liquo^{rs} at an unfeafonable time, was fined Ten fhillings to be payd to the publike treafury./

* William Collins married Sarah, daughter of Henry and Blanche Morrill, in January, 1668.

AT A COURT HELD AT NEWHAVEN JANUARY 3^d 1670:.

Jury	Joseph Tuttell & Eleazer Peck plt John Morris defend ^t	} In an action of flaunder & defamation of y ^e witnesses in y ^e laft Court whoe gave in Evidence in y ^e cafe then depending betweene y ^e sd Eliezer peck & y ^e fd John morris, for y ^t y ^e fd John morris hath reported or fd he was bafely abufed in y ^e Court, & that there was falle-swearing & lying in y ^e Court to y ^e value of twenty pounds dammage,—
W ^m Andrewes		
Sam ^l Whitehead		
Joseph Alfup fen ^r		
Nicho: Elfey		
W ^m Bradly		
Abram: dowlittell		

The plaintiffes p^rented their Evidences as followeth:—

The testimony of Joseph Mofs as followeth: the fd Joseph Mofs being p^rent at Deacon Allings fhop heard John morris fay y^t there was falseswearing and lying in Court, and y^e fd John Morris fd y^t he fhould be loath to take fuch an oath as potter did; further Jn^o Morris fd y^t he fhould fpeake of it to their faces & unto all y^t fpoke to him of y^t cafe, & further y^e fd John fd y^t he did not fee how a man could witnes upon oath y^t which they heard a man fay, being on y^e other fide of dragon & themfelves on this fide, y^e wind blowing at weft north weft. Accepted as if fworne in Court

The testimony of Mofes Manfield as followeth, whoe being at home in his owne houfe about y^e eight of december 70. John Morris came to y^e fd Mofes Manfields houfe & Enquired for Eleazer Pecke & fd he would fpeake with y^e fd Eleazer peck about y^e loade of wood y^t y^e fd John Morris fd he had taken from y^e fd Eleazer Peck, & the fd Mofes Manfield told y^e fd John Morris y^t he heard y^t he was caft in Court, y^e fd John Morris made this reply y^t he was bafely abufed in Court, but he was not y^e firft y^t was abufed in Court. And y^e fd John Morris fd more-over that there was lyeing & falfe fwearing in court; the fd Mofes Manfield asked y^e fd John Morris by whom; the fd John Morris answered by the witnesses, but y^e fd John Morris fd he would name noe man, but there was two y^t lyed & would have fworne to it if he had not p^rvented them.

Mercy Manfield testifies y^e fame. This was accepted in Court as if fworne—

The testimony of W^m Wooden, jun^r, aged nineteen yeares or thereabouts, is as followeth: y^t about y^e 8th of Decemb^r in y^e

yeare 70. y^e fd W^m wooden being at mofes manffields houle heard Jn^o morris fay y^t he was bafely abufed in y^e Court, & y^t there was lieing & falfe fweareing in y^e Court, & the fd Mofes Manffield being then p^rfent afked y^e fd John Morris by whom? and y^e fd John Morris fd by y^e wittneifes, but he would name noe man, but there was two y^t lyed & would have fworne but hee prevented them.

Accepted in Court as if fworne./

[149] In y^e action wherein Jofeph Tuttell & Eleazer Peck is plaint: and John morris Contra defend^t The jury finds for y^e plaint: ten pounds and Cofts of Court: The Court after Conffideration faw caufe to accept the Verdict, but advifed y^e plaint: to moderation as to y^e money part./

Samuell Thomas, Ifaack Beecher junio^r, Jofeph How & david Perkins being convicted of breach of y^e Sabbath & foe tranfgreffion of Law in ftanding without y^e meeting houle in y^e time of publike worffhip, upon y^e 25th of Decemb^r laft; upon y^e acknowledgem^t of y^r evill herein & promife of amendm^t, & it being the firft time, they was difmiffed with a ferious warneing y^t they be not found in the like againe, for if they were, it would be remembred againft y^m./

Edward Vickars called to anfw^r a complaint made againft him for Curffing & fweareing, & for giving threatning fpeeches againft y^e Clark of y^e iron-workes, & alfoe for y^t he had reported y^t he ran away from his mafter at Virginia & he purffueing of him in a Canooe, he fhott at him & thought he had killed him, for he faw him fall downe, &c; feverall perfons appeared & gave in y^r Evidences of his Curffing & fweareing feverall times which he owned, & fd he was forry y^t he had foe done, but he fd he had beene brought up in fuch places & company where it was frequently ufed, & he hoped he fhould reforme for y^e future; He was afkt whoe entertained him at y^e workes? Hee answered That Captⁿ Clarke firft entertained him: The Court haveing fhewed him the greatnes of his Evill did by way of fentence declare as followeth, Vizt. That Complaint being made to y^e Authoritie againft Edward Vickars (imployed by Captⁿ Thomas Clark or his Agents at y^e iron-workes of Newhaven) to be a perfon Commonly addicted to prophane Curffing & fweareing, & Charged with other enormities, he y^e fd Edward Vickars apeareing in Court before y^e deputie Governo^r, & magiftrates

there p^rsent, was Examined Concerneing y^e fd Crimes, And many witneses appeareing to give in Evidence against him, The Court upon y^e Evidence p^resented & his the fd Vickars Confession, doe find him highly guilty of Common & frequent Curseing & fweareing in a most prophane & blasphemous manner, horrible to be hearde or uttered, & the like not formerly knowne among us, to y^e great dishono^r of god, & danger of infection to others: And the fd Edward Vickars appeareing upon Evidence & his owne Confession a dangerous person in other respects, haveing threatened fundry times y^e life of Patricke Morran, Clarke of y^e fd workes, and being of a violent & furious spirit & behavio^r: And by his owne Confession giveing cause of suspition against himselfe of murder Committed upon his master, one Henry Trip of Virginia, This Court for his fd horrible & prophane curseing & fweareing doe sentence him to bee severely whipt, & for his other Crimes alsoe therewith Considered to give bond in y^e summe of twenty pounds to keepe the peace of o^r lord y^e king towards all his subjects y^e inhabitants of this plantation, & for his good behavio^r in y^e place, untill hee doth & shall remove himselfe & wife out of this plantation, & acquit himselfe or be acquitted from y^e fd suspition of the guilt of bloud, and y^t he pay all just charges of y^e Court & his imprisonment./ The said Edward Vickars acknowledged before y^e Court y^e aforesd bond of 20^{lb} & accordingly ingaged./ — — —

John Thomas junio^r & Joseph Preston, being suspected of being distemp^d with drinke one night about y^e going away of y^e ketch, & being out at an unseasonable time, were now examined about it; but they denieing any distemp^r by drinke, & noe sufficient Evidence appeareing to prove it, & giveing some particular reasons of their being then out soe late, was dismissed. —

[150] AT A TOWNE-MEETING HELD AT NEWHAVEN JANUARY.
9th 1670:.

After y^e names were Called, W^m Payne y^e Constable desired y^t the other Constable Chosen y^e last towne-meeting might be fworne. Then M^r Hodfhon declared his unfitness for y^t service in severall respects, & fd if y^e towne would dispen^se with him in this

as they had some other he should accept it with thankfulness; but if not, hee should provide one against whom he hoped there is not exception; But the towne shewed noe inclination to free him; whereupon he propounded Philip Leeke to serve in his roome, whoe accepted of it & tooke oath accordingly.

It was propounded y^t M^r Leete might be desired to attend all Courts & Towne-meetings, and by Vote Concluded to bee entred as a planter in Newhaven.*— —

The townes-men returned their ap^rhenensions about y^e high way through y^e playnes to y^e swampe for timber, vizt. That there be a way layd out from y^e towne high way betweene y^e land of John Sacketts and Edmund Dormans, & that then persons keepe y^e fd way & that y^e towne allow them as much land elsewhere adjacent, and if any person or persons shall doe y^m dammage in y^e ffences by Carting that way, &c., upon complaint & prooffe to authoritie they to have just satisfiacion

The Constable gave notice to y^e towne that they should bring in their Countrey Rate unto M^r Baches warehouse upon y^e 16th and alsoe y^e 23th of this instant, and they would be there ready to attend y^m. / — —

It was ordered y^t a Ledger booke be provided at y^e townes Charge, and the townes-men were appointed to see it done.—

John Herriman senio^r gave notice to y^e towne of his Laying downe of keeping y^e ordinary, for severall reasons by him p^rsented in a writeing under his hand, which was now read to y^e towne, wherein alsoe he desired the towne to provide another for y^t place & worke; he was earnestly desired to continue in y^e worke at least untill y^e next towne-meeting; hee seemed not willing to ingage it; in y^e issue it was Left with the townes-men, seriously to Consider of the matter, & endeavor to p^rpare some fitt person & make their returne at y^e next towne-meeting./

The agreem^t with y^e inhabitants of Southend about y^r Rates being mentioned, some of y^m seemed to bee unsatisfiied. It was left with y^m, y^t if they had any thing to propound, they should repayre to y^e townes-men, whoe might make returne to y^e towne about y^e same.—

* Gov. Wm. Leete, of Guilford, married in April, 1670, as his second wife Widow Sarah Rutherford, of New Haven, who had large property interests here.

It was ordered y^t all sheepe found in any of y^e quarters or other inclosure without a keeper or doeing dammage, being pounded shal pay 3^d a head to y^m y^t pounds y^m & a halfe penny a head to y^e pound keeper, besides juft dammages./

Upon y^e earnest desire of Richard Newman y^t his land formerly granted to him by the towne at severall times, might be stated out to him, with y^e bounds of it & with a Convenient high way to it, & to his meadow which he lately purchased of y^e towne; It was left to y^e townesmen to appoint two from among themselves, or any other two fitt persons, to doe y^e same./

W^m Andrewes informed y^e towne that he with some others formerly had some land given y^m above muddy river in exchange for their 2^d devision, & he ap^rhends y^t there was alsoe some meadow granted y^m by the towne, which he desired y^t his part might be fett out to him; It was Left to further Consideration untill the next towne meeting./ — —

Sam^l ffernes p^resented a writeing wherein he requested y^t y^e towne would be pleased to graunt him a piece of land about y^e quantity of a quarter of an acre, to build a house on, & for a yard, & for a place to dreis skins, betweene M^{rs} Goodyeares & Nathan^l Kemberlyes. It was left to y^e townesmen to Consider of & make returne to y^e towne about y^e same./ — — —

[151] Deacon W^m Pecke haveing stood quietly possesed of severall parcells of upland & meadow for these severall yeares without any interruption, claime or prosecution by any person or persons according to law, doth now enter it to himfelfe & his heyres for ever: vizt. ffoure acres of upland, bought of Richard Beech, formerly Andrew Hulls, lieing on y^e west side in a field called Springfield, fronting upon y^e meadow eastward, & running to y^e upper end of y^e swampye meadow westward next George Smiths, Jn^o Thomas his land on y^e & some of my owne on y^e

Alsoe three acres of upland in y^e little quarter towards y^e mill, bought of Jn^o Clarke & Sam^l Whitehead, ffronting westward upon y^e mill high way, & bounded with land of Sam^l Whiteheads on y^e east, of Nicholas Elseys on y^e south, & of Henry Pecks on y^e north.—

Alsoe Twenty acres of upland 2^d division, bought of Goodw: Richards of Norwalke, late wife of Henry Lindall of Newhaven

deceased, lying on y^e west side, next a Cove called Captⁿ Jn^o Nafhes Cove, on y^e homeward side of y^e sd Cove, & running Crofs y^e path by y^e hollow up y^e rockes, bounded with land of Widdow Vincitts on y^e North and of Jn^o Winftons formerly John Wakefields on y^e South.

Alfoe Three acres & a halfe of meadow bought of W^m Bafsett, formerly dan^l Paulls, lying neare y^t west bridge, bounded with y^e upland in y^e fubbarbs quarter on y^e east, the west River on y^e west, meadow of James Rufsells on y^e north, & of Jn^o Thomas on y^e South; And one acre more of meadow formerly Richard Ofbornes, fronting upon James Rufsells & running to y^e west River, & bounded on both sides with meadow of William and John Tompfons.—

Deacon Roger Alling having itood quietly poſſeſſed of ſeverall parcells of upland & meadow, for theſe fundry yeares, without any interruption, Claime, or proſecution by any perſon or perſons according to law, doth now enter it to himſelfe & his heyres for ever, Viz^t. Ten acres of upland, being the whole of Thomas Jeffries firſt diviſion, bought of Captⁿ John Naſh & M^r Thomas Trowbridge, Adminiſtrato^{rs} to y^e Eſtate of the ſd Thomas Jeffrie deceased, lying at y^e oyſter point, bounded with y^e harbo^r on the east, meadow on y^e west, land of Jn^o Brocketts on y^e South, & of Nicholas Elſey on y^e north.— Alfoe Three acres & a halfe of upland, bought of James Clarke, being y^e halfe of his firſt diviſion in y^e fubbarbs quarter, bounded with y^e meadowes on y^e west neare Arthur Holbridges ſpring, and a high way on y^e east, land of Sam^l Whiteheads (being part of y^e ſame lot) on y^e ſouth, & of Jn^o Wakefields on y^e north.—

Alfoe Seventeene acres of upland; bought of Captⁿ John Naſh, 7 acres $\frac{1}{2}$ of Joſeph Naſh 7 acres $\frac{1}{2}$, & 2 acres of Thomas Jeffrie, (being part of M^r Manſfields lott) lying in M^r lamber-tons quarter, running along by y^e ſwampe called L^t Seelyes ſwampe, & bounded with y^e highway by y^e harbo^r on y^e east, & with land of Edward perkins on y^e ſouth, & y^e high way on y^e west./

Alfoe Two acres of upland in y^e little quarter neare y^e neck bridge, bought of John Moſs, bounded with land of Sam^l Whiteheads on the South west, of Jn^o Brocketts on y^e north Eaſt, the neck high way on y^e South Eaſt, and running to y^e brow of y^e hill on y^e North west./

Alfoe Six acres of upland bought of M^{rs} Goodyear (in way of exchange for his owne 2^d divifion lieing on y^e weft fide), being part of M^r Goodyear's owne firft divifion, lieing in y^e quarter called M^r Goodyear's quarter, betweene two hollowes, bounded with Land of W^m Rufsell deceased (being part of y^e fame lott) on y^e weft, & of M^{rs} Goodyear's on y^e Eaft & North, & of M^{rs} Gregfons on y^e fouth./ —

[152] Alfoe fix acres of upland, bought of M^r W^m Jones, lieing in his hither field by y^e mill lane fide, & running to y^e lott called y^e bufhie Lott./ —

Alfoe Six acres of meadow, bought of Richard Platt of milford, lieing in y^e weft meadow above y^e weft bridge in a place called y^e Island, joyneing with fome belonging to y^e Eftate of M^r W^m Gibbard deceased.

Alfoe fix acres of meadow, bought of M^r Evance, being part of M^r Trowbridges meadow, lieing in y^e weft meadow below y^e Club, bounded wth meadow of Timothy fford's on y^e north, of Henry Gibbins on y^e South, the Weft River on y^e eaft, and y^e upland on y^e weft.—

Alfoe Nine acres fome odd perch's of meadow, bought of M^r W^m Gibbard, being all his proportion y^t lies on y^e fouth fide of a fmall creeke, bounded with meadow of John Gibbs on y^e South, of John punderfons on y^e north, the weft River on y^e eaft, and y^e upland on y^e weft, a little below y^e weft Caufie.— —

Alfoe about fixteene acres, being more or lefs, bought of Mathew moulthrop fen^r, being y^e whole of y^t part of his owne firft divifion y^t is on y^e weft fide, & alfoe of Arthur Holbridges firft divifion, & a 4th of M^r Trowbridges part, all running from y^e weft meadowes crofs y^e club toward y^e ftony brooke, thefe are betwixt Ifaack Beecher & y^e fd Roger Alling in equall proportion.—

All y^e fforementioned parcells of upland & meadow are befides his owne proper lands given him by y^e towne, which is as followeth, viz^t: His homelott he now dwells on; ffoure acres & a halfe his firft divifion lieing at y^e oyfter point running from y^e harbo^r to the weft River ward, with land of John Bockets on y^e north, & of Nicholas Elfeys on y^e South; Two acres & a halfe of meadow, part of it lieing at y^e fd oyfter point & the other part being about one acre, lieing on y^e Eaft fide of y^e harbo^r, betweene a lott formerly L^t Rob^t Seelyes, & a lott called M^r Manffields, &

$\frac{3}{4}$ 24 rod in y^e necke; his owne 2^d diviſion being 10 acres fold to M^{rs} Goodyeare as before expreſt.

All theſe forementioned Lands is owned & acknowledged to bee in y^e lawfull poſſeſſion of Roger Alling in y^e p^rſence of us ſſeb: 22th 1670/1

W^m Jones, Aſſiſtant
James Biſhop, Recorder
John Winſton, Townes-man

Timothy fford haveing ſtood quietly poſſeſſed of ſeverall parcells of upland & meadow for theſe ſundry yeares, without any interruption, claime or proſecution by any perſon or perſons according to law, doth now Enter it to himſelfe & his heyres for ever, Viz^t: one acre & a halfe bought of Sam^l Whitehead lieing on y^e weſt ſide in y^e field called Springfield which was part of Dan^l Paulls lott, & y^e other part Thomas Lampton bought & adjoynes to it on y^e one ſide, & a lott formerly Jno Charles on y^e other:—

Alſoe Three acres which was my owne lott, with a part of Moſes Wheelers, lieing next John Charles his land on y^e Eaſt, & of Thomas Lamptons on y^e weſt, both pieces butts on y^e meadowes, in y^e firſt diviſion.—

Alſoe neare five acres, being halfe of John Clarks firſt diviſion on y^e weſt ſide, butting on M^{rs} Gregſons meadow betweene y^e two Coves.—

Alſoe Twenty two acres & one quarter bought of Goodw: Lindall, lieing on y^e weſt hill, the firſt part of it lieing 22 rod $\frac{1}{4}$ broade from milford way, the other part next Sam^l Whiteheads land on y^e eaſt, & Ifaacke Beachers on y^e other ſide of it.—

Alſoe fix acres of land lieing on y^e weſt ſide beyond ſtony brooke, being part of Sam^l Whiteheads 2^d diviſion, y^e reſt of y^e lott lieing on the South eaſt ſide of it adjoineing to it.—

[153] Alſoe fix acres, bought of Richard Platt of milford, which was Luke Atkinſons firſt diviſion in y^e ſubburbs quarter, bounded with land of Edward Perkins on y^e eaſt, & of his owne on y^e weſt, & running up to the weſt Lane northward.— Alſoe foure acres, lieing at y^e hither end of y^e quarter next y^e harbo^r, two of it bought of old John Baſſett & y^e other two of John Thomas, bounded with land of John Winſtons (formerly L^t Seelies) on y^e one ſide, & land of his owne on y^e other ſide./

Alfoe about an acre bought of Roger Alling adjoineing to his calve pasture in y^e fame quarter as y^e former.—

Alfoe foure acres of meadow, bought of Jeremiah Whitnell, be it more or lefs, lieing in M^r malbons Cove, running from upland to upland, and one acre more Joineing to it on y^e fouth, bought of Jno Winfon, bounded with meadow formerly deacon Miles his on y^e South, & meadow formerly Thomas Wheelers on y^e north.— Alfoe two acres of meadow, bought of Jn^o Thomas, lieing in y^e weft meadow below y^e club, bounded with meadow of deacon Alling on y^e fouth, & of Jofeph Alfup on y^e north, running from y^e river to y^e upland.— Alfoe Ten acres of meadow bought of Goodw: Lindall, lieing on y^e eaft fide of y^e harbo^r, five of it bounded with meadow formerly Thomas Jeffries on y^e fouth, & of Widdow Talmage on y^e north; The other five bounded with meadow of widdow Talmage on y^e South, & of Ebenezer Brownes on y^e north./ —

All y^e forementioned parcells of upland & meadow of Timothy fford is owned & acknowledged to be in y^e lawfull poffeffion of y^e fd fford in y^e p^rfence of us ffeb^{ry} 22th 1670/1:

W^m Jones, Afsift^r
James Bifhop, Recorder
John Winfon, Townes man

Sam^l Whitehead haveing ftood quietly poffeffed of fevell parcells of upland & meadow for thefe fundry yeares, without any interruption, Clayme, or profecution by any perfon or perfons according to law; doth now Enter it to himfelfe & his heyres for ever, Viz^t. Three acres & a halfe bought of James Clarke, lieing in y^e fubbarbs quarter againft y^e high way y^t runs Crofs y^e quarter, bounded with land of Roger Allings on y^e north-weft & fome of his owne on y^e Southeaft.—

Alfoe foure acres & a halfe more in y^e fame quarter, bought of Richard ofborne, running from y^e highway to y^e weftlane, bounded with land of John Tompfon fen^{rs} on y^e fouth weft, & of land formerly John Wakefields on the North eaft.— Alfoe about twelve acres more bought of goodw: Lindall, lieing in y^e quarter formerly called M^r Goodyeares quarter, being part of M^r Hawkin's lott, butting upon y^e weft lane, & bounded with land of M^{rs} Gregfons on y^e North eaft, & north weft, & running to y^e

meadows on y^e fouth weft, round a piece of Edward Perkins being part of y^e fame lott.—

Alfoe fix acres & a halfe in y^e quarter called y^e mill quarter, bought of M^r Perry, butting on y^e necke lane, & bounded with land of Roger Alling on y^e north eaft & of Nicholas Elley on y^e South weft.—

Alfoe halfe y^e 2^d divifion of M^r Hawkins his lott, bought of goodw: Lindall, being one hundred & two acres wth y^e Commonage belonging to it & halfe y^e land in y^e neck being five acres & a halfe.—

Alfoe fix acres of land lieing in y^e 2^d quarter, being part of M^{rs} Eldreds lott, bought of Timothy fford, lieing neare y^e quarter called M^r Newmans quarter, & running up to the high way next mofes Manffields lott.

Alfoe nine acres of meadow, which is halfe the meadow of M^r Hawkins lot y^t lies againft y^e quarter called M^r Goodyeares quarter, bought alfoe of goodw: Lindall, bounded with meadow formerly W^m Davis his on y^e South, & of M^{rs} Goodyeares on y^e north, & of Edward Perkins [154] on y^e weft, & to y^e upland & hafsuckie Cove on y^e Eaft.—

Alfoe halfe a parcell of meadow, lieing above y^e weft caufie, being the whole of Thomas Welches, lieing at y^t.place adjoyneing to y^e upland, it being betwixt Ifaack Beecher & himfelfe.

All y^e forementioned parcells of upland & meadow are, befides that which he hath of his owne given him by y^e towne, viz. his homelott he now lives on, two acres & a halfe in y^e fubbarbs quarter adjoyneing to his firft parcell on y^e other fide, ten acres of y^e 2^d divifion, & one acre and a halfe in y^e necke.

All y^e forementioned Lands is owned & acknowledged to be in the lawfull poffefion of Sam^l Whitehead in y^e p^rfence of us y^e: 22th of ffebr^{ry} 1670/1.

W^m Jones, *Afsift^t*

James Bifhop, Record^r

John Winton, Townes-man

John Winton haveing ftood quietly poffeffed of feverall parcells of upland & meadow for thefe fundry yeares, without any interruption, Claime or profecution by any perfon or perfons according to law, doth now enter it to himfelfe & his heyres for ever.—

Viz^t. Six acres of upland, lieing at y^e oyfter point, bought of M^r

Goodyeare, bounded with land of W^m Holts on y^e north, & of W^m Wilmots on y^e South, a cove of meadow on y^e west, & y^e harbo^r on y^e East.—

Alfoe about five acres & a halfe on y^e west fide, being part of y^e first divifion of Luke Atkinfon, & all his 2^d divifion, being ten acres; and two acres & 16 rod in y^e necke, bought of goodw: Atkinfon.

Alfoe nine acres of meadow at y^e Club, being part of M^r Hawkins his lott, bounded with y^e west River on y^e east, & meadow of Jere: Whitnells on y^e South & north, & of John Gilberts on y^e west./ —

Alfoe y^e whole of y^e meadow belonging formerly to Thomas Buckingham, (excepting y^t part of it (being about one acre) lieing in M^r malbons Cove) lieing in three parts, one above y^e west Caufie adjoyneing to meadow of Widdow miles on y^e South, & of Captⁿ Jn^o Nafhes on y^e east, & y^e River on y^e north; another part lieing at y^e club, adjoyneing to meadow of Jere: Whitnell, & on y^e north fide of y^e creek called ffwowers Creeke; & y^e other part lieing at folitary Cove.

Alfoe one houle & lot with the land adjoyneing, being about ten acres, more or lefs, & a certaine parcell of meadow lieing on y^e east fide of y^e harbo^r, bounded wth meadow of Roger Allings on y^e fouth, & of Widdow Brownes on y^e north, this bought of Robert ffoote, as by a bill of fale under y^e hand of y^e fd ffoote doth more fully appeare.

All y^e forementioned parcells of upland & meadow are besides his owne homelotte he now lives on, & an old houle & lott formerly Luke Atkinfons, bought of George Roife:—

All y^e forementioned lands of Jn^o Winstons is owned and acknowledged to be in y^e lawfull pofseffion of y^e fd Jn^o Winton in y^e p^rfence of us. ffeb^{ry} 22th 1670:.

W^m Jones, *Afsift^t*
James Bifhop, *Recorder*
John Cooper, Townesman
his I C mark

W^m Bafsett haveing ftood quietly pofseffed of two parcells of meadow (formerly W^m Potters, y^e one containeing foure acres, be it more or lefs, bounded with meadow of M^r Gilbert on y^e east, Nathaniell Potters on y^e west, M^r Gilberts high way on y^e

north, & L^t Munfons meadow on y^e fouth; y^e other containeing two acres, be it more or lefse, bounded with meadow of Chriftopher Tod on y^e fouth, y^e river east, a creeke weft & fouth) for fundry yeares wthout any lett, claime, profecution by any perfon or perfons according to law, doth now Enter it to himfelfe & his heyres for ever.

Thefe owned & acknowledged this 20th of octob^r: 1673, before us

W^m Jones, *Afsift*^t
James Bifhop, Recorder
John Cooper, Townesman
his I C mark

[155] AT A TOWNE-MEETING HELD AT NEWHAVEN FFEbruary
13th 1670:

The Conftables read y^e warrant from y^e jurifdiccion treafurer for y^e gathering of y^e Countrey Rate; and gave notice to y^e towne y^t this day come fortnight is y^e laft day y^t they fhould appoint to attend upon that bufines.—

John Cooper fen^r returned in reference to W^m Wooden his propofition, Novemb^r 14th 1670: for fix acres of land neare his at y^e playnes: That Jeremiah Osborne & hee had viewed the fd Land by apointment of y^e Townes-men, & they fee it not inconvenient to y^e towne to graunt it him; Upon which The towne by vote graunted unto the fd W^m Wooden y^e fd Land, not exceeding fix acres, & the townes-men are hereby ordered to appoint fome to lay it out to him with as litle inconvenience to y^e towne as may bee; and y^t it bee not prejudiciall to y^e towne for neceffary high wayes either for the p^refent or for y^e future.— —

John Cooper fen^r & Abraham Dickerman Chofen pounders for y^e Governo^{rs} quarter & y^t called goodm Coopers quarter, with y^e Cornefields betweene.

Thomas Beamont & Jn^o Johnfon for y^e yorkfhire quarter & thofe adjoyneing, & James Heaton to bee helpfull to them./ —

Roger Alling, Sam^l Whitehead & Jn^o Winton for the fubbarbs quarter:— Jonathan Tuttell & John Cooper jun^r for y^e little quarter toward y^e mill./ — —

W^m Wilmot propounded for a piece of fwampy Land, about y^e quantity of one acre & a halfe, (for y^e ease of fenceing) adjoineing to his owne on y^t side of his land towards y^e pines.—

The towne Confidering of his propofition, and findeing y^t hee hath suffered dammage by y^e throwing downe of his barrs, and Confidering y^t y^e towne is to have a convenient highway through his Land to y^e rocke, & other towne land, both for ftones, timber & firewood, as the towne fhall have ocaſion, they doe by vote graunt it unto him, and the townes-men is hereby appointed to fteate it out to hime.—

The towne by vote graunted, that thoſe y^t have Land on y^e Eaſt ſide about dragon point, fhall have Liberty to Lay y^r Lotts together, & to begin at which end they pleaſe, and the townes-men are hereby appointed to ſettle it with them, both in reſpect to convenient high wayes, & alſoe how far their lotts fhall run in length from y^e river.— —

Jeremiah oſborne (as from y^e townes-men) returned in reference to their provideing of a meete perſon for y^e keeping of y^e ordinary; That they had Confidered & Laboured in the buſines, but could find none willing to undertake it, & therefore did returne y^e buſines to y^e towne againe.

The Townes-men returned in reference unto Samuell ffernes his propoſition y^e laſt towne-meeting; That they had ſome of them viewed y^e ſd piece of Land, & doe not ſee it inconvenient to y^e towne to graunt it unto him, yet they queſtion whether it will bee for his benefitt to have it, ſoe nothing further was done in it at this time./ — —

[156] The Townesmen p^rſented a writeing in reference to y^e ſettling the bounds of y^e land adjoyneing unto Henry Glover his warehouſe, M^{rs} Leetes & Joſeph Alfup,* vizt. That y^e ſd Henry Glover fhall begin halfe a rod from M^{rs} Leetes warehouſe, & ſoe come up northward foure rods;

M^{rs} Leete to have y^e length of her warehouſe, with y^e uſe of the halfe rod for a highway; And Joſeph Alfup to have thirty

* These three warehouses were on the west side of State Street, near Water. Henry Glover's was bought in 1666 of Joshua Atwater, who acquired it from Theophilus Higginson (see N. H. Records, iii, 110); Mrs. Leete's (formerly Mrs. Rutherford's) and Joseph Alsop's were on land granted in February, 1670.

foote Southward from M^{rs} Leetes; and all of them to have two rod 4 foote from y^e upper fide of their houfes in breadth toward y^e Creeke; but Henry Glover sheweing himfelfe not willing to maintaine a high way betweene his warehoufe & y^e Creeke, The towne onely graunted two rod in breadth, referving liberty of a fufficient high way betweene y^e Creeke & the fd graunts.—

AT A TOWNE-MEETING HELD AT NEWHAVEN APRILL 25th 1671 .:

The Conftables gave notice to y^e towne y^t thofe y^t were behind of their Countrey Rate or any part of it y^t they would bring it in speedily, there being a vefell now to fend it away .:

L^t Thomas Munfon & Jn^o Cooper fenior were Chofen deputies for y^e Gen^l Aifembly in may next, & Captⁿ Jn^o Nafh a 3^d man in cafe any of y^e other two fayle.—

After y^e Election of deputies & y^e bufines respecting proxies was ifsued according to order by y^e ffreemen, The towne came to Confider of things respecting y^m felves.—

M^r Benjamin Ling propounded to y^e towne on y^e behalfe of widdow Jones* that fhee might have y^e remainder of her land layd out to her which fhee wanted, in part whereof fhee defired at p^refent a certaine parcell of Land about y^e quantity of fix acres lieing againft her meadow, whereby fhee may fecure her fd meadow from dammage. The Towne (after debate & Confideration of y^e matter) by vote graunted unto widdow Jones y^e fd Land, as part of her propriety, provided y^t fhee hath not received her full proportion already.— —

It was propounded about famuell ffernes his former propofition; fome queftioned whether ever he was orderly admitted a planter,† & foe y^e matter ifsued at p^refent.—

Abraham Dickerman propounded on y^e behalfe of widdow Brownes‡ homelott, y^e water foe breakeing y^e banke downe fhee

* Joan, widow of John Jones (who died in 1657).

† Samuel Fernes is traceable in and about New Haven from 1652, and had married about 1661.

‡ Mary (Edwards), widow of Francis Browne, lived on East Water Street; see N. H. Records, iii, 195.

was not able to maintaine a high way: It was Left to y^e Townesmen to Confider of her propofition & make returne to the towne.

It was propounded That y^e towne would apoint fome fit perfons to meete with milford & Branford men about running the Lines betwixt y^m and us.— And after debate:—Captⁿ Jn^o Nafh M^r W^m Tuttell, John Cooper fen^r & Jeremiah ofborne were appointed to meet with fuch as milford fhould apoint to treat & ifsue about y^e dividing Line betweene them and us.—

Some perfons were fpoken off about running y^e line betwixt Branford & us, but nothing concluded at p^rfent.

[157] AT A TOWNE-MEETING HELD AT N-HAVEN JUNE 26th 1671:

After the names were Called; The orders of the gen^l Afsembly in May laft was read to y^e towne.—

The orders about choofeing Lifters read to the towne./ — —

The acts of the Laft Towne-meeting read to the towne./ —

Captⁿ Jn^o Nafh informed the towne what the Committee had done about the line betweene milford & us, but fd that there was nothing p^rpared for record at p^rfent.—

Jn^o Cooper fen^r in y^e name of y^e townes-men informed y^e towne, that they had Confidered of widdow Browne her propofition y^e laft towne meeting, & they have thought necefsary that there fhould be a high way for a Cart through her Lott, next George Pardee his lott, into y^e oyfter-fhell field, untill fhee make the hie way pafsable at y^e front of her fd Lott, according to a former order of the towne for which there was an addition to y^e homelotts out of y^e oyfter fhell field of land given by the towne; but yet they thought y^t y^e neighbours y^t did make ufe of it fhould make & maintaine bars at both ends of the Lott; there was fome debate upon it but nothing further concluded at p^rfent.—

The propofition of Samuell ffernes about a piece of Land by the Creeke fide, came againe to be Confidered, and ifsued thus; that he be firft admitted a planter, by the Committee appointed for y^t end, before any graunt of Land to him./ —

Edmund Dorman propounded to y^e towne for an ifsue about

the hie way y^t was to run through his land & Jn^o Sackets at y^e playnes: The towne Confidering of his propofition doe defire & appoint Jn^o Cooper fen^r, & Jeremiah ofborne to iffue the bufines, both for ftating of y^e hie way, & alloweing of them juft fatiffaction for y^e fame, and foe make returne of y^e fame unto y^e towne to be recorded./ — — —

Thomas Tuttell* propounded for Liberty of y^e towne to remove his fhop out of his lot into y^e townes Land over y^e Cartway, he findeing it very uncomfortable to worke in by reafon of heate in fummer time, his orchard keeping off the wind.

The Towne Confidering of his propofition doe grant him Liberty at p^refent, untill they fhall fee caufe to order otherwife./

Captⁿ Jn^o Nafh, John Cooper fen^r, Jn^o Winfton, Jere: ofborne, Abram Dickerman, James Heaton & moſes Manſfield choſen townes-men for the yeare enfueing.— —

John Punderſon fen ^r Choſen Treafurer	} for y ^e yeare enfueing
James Biſhop Choſen Recorder:.	

Timothy fford & Thomas Meekes Choſen Surveyo^{rs} for the high wayes for y^e yeare enfueing./ —

M^r James Ruſſell & Thomas Kemberly was choſen viewers for the ffences of y^e Quarter called y^e Governo^{rs} Quarter.—

Thomas Johnſon & John Parker for Goodw Coopers Quarter./

Thomas Beamont & Jere: Hull for y^e North ſide, and W^m Johnſon & Ifaac Beecher for y^e South ſide of y^e yorkeſhire Quarter & thoſe adjoyneing to it./

[158] Timothy fford & John Tompfon ſenio^r Choſen Viewers of the ffences of y^e fubbarbs Quarter./

Thomas Meekes & Thomas Sanford for the litle Quarter next y^e mill & M^r Jones his lott.—

Philip Leeke & Timothy fford for the field at y^e Weſt hill; all Choſen for y^e yeare Enfueing.

Captⁿ Jn^o Nafh acquainted y^e towne that there was a want of ſome military officers for y^e trayne band, upon which Corporall Jere: ofborne was Choſen Serjeant.—

James Heaton & Samuell Miles were Choſen Corporalls./ —

Captⁿ Jn^o Nafh propounded unto y^e towne to give him liberty to fence in y^e whole breadth of his Land in y^e eaſt quarter unto y^e mill River as his owne propriety; after ſome debate Jn^o

* Thomas Tuttle was a cooper.

Cooper fen^r & Mofes Manfield were defired & appointed to view y^e fame & make their returne at y^e next towne-meeting.

The Townes-men were defired & appointed to fettle the ffayre of y^e fferry with y^e p^rsent fferriman./ —

It was propounded about one to keep y^e ordinary, & the towne was acquainted what endeavo^{rs} had been ufed with fome about it fince y^e Laft Towne-meeting, and in y^e ifsue Abram Dickerman was by Vote appointed to keepe the ordinary in Newhaven, whoe declared that he fhould accept it upon tryall.— / —

The Committee fformerly appointed for feateing people in this meeting houfe, was now againe defired & appointed, (with Jere: ofborne added to y^m) to alter y^e ffront gallery & feate it with men onely, & that thofe women y^t fit there, be feated elfewhere.

IN JULY 1671 James Loper* a dutch man being complained of for makeing y^e people mufe† with ftrange ftoyes, & bragging what he could, &c. he being Examined before y^e Deputy Governo^r, & James Bifhop, & being convicted of lyeing was fined Ten fhillings & y^e Conftables ordered to receive it of him.—

Eben-ezer Browne, being accused & convicted of drunkennes before M^r W^m Jones, & James Bifhop, was ffined Ten fhillings to be payd to y^e treafury

[159] M^r Nicholas Streete, now Teacher to the church of chrift in Newhaven, hath ftood quietly poifefsed to the full time limited by order of Court held att Hartford May 9th 1667: for the profecution of claimes to land (which expired Novemb^r 30th 1668) of the houfe he now lives in (which was once M^r Hookes‡) together with all parcellls of Lands, & appurtenances, commonly knowne to belong thereunto; by virtue of a graunt from the church of Newhaven to y^e faid M^r Streete about ten yeares fince, which is owned & acknowledged, in a letter to M^r Hooke, from the brethren of the fd church beareing date 25th of y^e 6th 1670: fubfcribed, yo^r loveing brethren, Nicholas Streete, Willm Pecke,

* Loper or Looper.

† muse = wonder.

‡ Mr. Hooke's house was on the southwest corner of College and Chapel streets.

Roger Alling, in y^e name, and with the consent of the brethren of y^e church of christ in N-haven. — A Record of which Letter here ffolloweth:—

Reverend & deare f^r,

It pleased god about 10 or 11 yeares since, to bring Reverend M^r Street to live at Newhaven, and to dwell, in yo^r house; & after some time was called to y^e office of a teacher in our church, afterwards he made some propofals about y^e fd house in o^r church meeting, at which time o^r Reverend pasto^r (now with y^e lord) acquainted the church, y^t in some letter, or letters from yo^rselfe to him, you had given yo^r house & accomodations in Newhaven to y^e church here; after some debate about it, y^e church did give what right or interest they had unto our teacher, app^rhending (by yo^r graunt as reported to them by M^r Davenport) that y^a right of proprietie was theirs, freely & fully to dispose without limitation or condition foe they did; foe hath hee accepted, enjoyed, & possesed it ever since as his owne inheritance like other planters; disbursing upon it Considerable summes in reparations & other necessary conveniences; wee are sensible of yo^r love & respects to this church in what you did, and finding y^e same affection still continueing doe acknowledge it with thankfulness, & have thereupon thought good to signify y^e p^rmisses to yo^rselfe, that in confirmeing yo^r fd graunt to y^e church under yo^r hand, & seale, (w^{ch} is necessary) you may foe allow the churches grant to our teacher as before is fd to bee intended & accepted both by y^e church & him, this would be (considering y^e p^rmisses) well accepted: wherein wee desire god would guide you to what is most for his glory, the advance of brotherly love and peace in this church; foe with our best respects p^rsented, we rest.

N-H. 25. of y^e 6th 1670:

yo^r Loveing Brethren

Nicholas Streete

William Peck

Roger Alling

In y^e name & with y^e Consent of y^e brethren of y^e church of christ in Newhaven.—

This is a true Record of y^e originall writeing & letter as above Examined per me James Bishop, Recorder: And recorded at y^e desire of Reverend M^r Streete.—

And an answ^r to y^e letter followes on y^e other side:

[160] Here ffolowes Reverend M^r Hookes anfw^r in letter to y^e letter on y^e other fide:

Superfcription is,
Thefe for y^e honord & beloved
M^r Nicholas Streete, William
Peck, Roger Alling & the reft
of y^e bretheren of the Church
of chrift at Newhaven in
N- England #

Dearly beloved brethren, yo^r letter dated y^e 25th of y^e 6th 1670, came fafe to me, jn which you make mention of my gift of y^e houfe in which I lived whileft I remained with you, and y^e accomodations thereunto belonging, to y^e church in Newhaven; But y^t it was given without limitation or condicion foe as to be difpofed of by y^e church as they pleaſed, I muſt not fay; ffor I never intended y^e alienation of fd gift from y^e proprietie of y^e church to any particular perſon either without or within y^e church*; but y^t it might be a ſtanding maintenance, either tow^{ds} a teaching officer, ſchoolemaſter or the benefitt of y^e poore in ffellowſhip. As therefore to y^e fd gift & graunt to y^e church, und^r my hand & ſeale, viz. for ſuch publick ends & purpoſes as aforeſd, I ſhalbe ready to doe it if you ſend me a Coppye; or if not, I will ſend you a deed of gift upon yo^r deſire, onely foe limited as aforeſd; In y^e meanwhile, this letter of mine ſhalbe ſufficient to teſtifie my reality in what I have given. But to allow of y^e churches grant to yo^r Reverend Teacher, M^r Streete, foe as to enjoy y^e houſe & what belongeth thereunto as his owne inheritance, I cannot yeild thereunto, noe ſuch thing either as touching o^r fd brother or any other perſon, haveing ever into my thoughts. It was y^e good of the church, & not of any particular perſon, one or other, y^t I intended in y^e gift; And it hath very much grieved mee y^t there ſhould be any y^e leaſt diſquietm^t in a church of chrift about a litle worldly accomodation. As for my doeing what may make moſt for gods glory, & y^e advance of brotherly love & peace in y^e church at Newhaven, w^{ch} you deſire in y^e cloſe of yo^r letter; I hope I ſhall doe noe other, p^rfumeing y^t ſuch a grant as I have yeilded to, will neither juſtly p^rjudice love, nor breake y^e peace, which I truſt, is better grounded, then to be ſhaken by foe flender an occaſion. Brethren, I daylie have yⁿ in remembrance before y^e lord, as retaineing

* Mr. Hooke's house-lot, on the southwest corner of Chapel and College streets, having been offered by the Church to Yale College as a site for a Rector's house, was bought for that purpose in 1722 and was so occupied until 1798.

my old brotherly affections tw^{ds} you, desireing y^e returne of yo^r prayers & brotherly love for him in whose heart you have a great interest. The father of mercy be wth you all, dwell in the midst of you, fill you with all joy & peace in believing & bring you to his everlasting kingdome in glory through Jesus christ. In w^m I rest.

yo^r unfeignedly loveing brother
William Hook.

The 25 of y^e 1st m. 1671:

Postscript

What Coft & charges M^r Street hath been at about y^e house, y^u best know, & will, I hope, be ready to make such satisfaction as shalbe judged requisite. If you please, you may grant y^e house & accomodacions, to y^e longest liver, M^r Street, or M^{rs}; & unto this you may add what further accomodacions you shall see good, in way of recompense, according as y^e Coft & Charge shalbe judged to be. I doe but propound, you may doe what shall seeme good to you, &c. M^r Caryll, M^r Barker, M^r Newman, & myfelfe have received fugar from Barbadoes, to y^e value of about 90^{lb} & have disposed of it to severall poore ministers, & ministers widdowes. And this fruit of yo^r bounty is very thankfully received & acknowledged by us; And y^e good L^d make all grace to abound tow^{ds} y^u, &c. 2 cor 9. 8.-12

This is a true Record of y^e originall

Examined Per me James Bishop *Recorder*

The bounds of Richard Newman his Land above M^r Yales, as stated out according to order of towne, Jan^{ry} 9th 1670: It begins at M^r Yales land, and runs up along upon y^e east side of Connecticutt path according as trees are marked, to a wallnutt tree marked on three sides, and soe runs away East to another wallnutt tree that stands close by the river side, marked on y^e west side of the tree.

[161] AT A TOWNE-MEETING HELD AT NEWHAVEN SEPTEMBER
11th 1671:.

After y^e names was called, The Towne was acquainted that one occasion of the meeting was to choose Lifters.—

The acts of y^e Laft Towne meeting was read to y^e towne.—

The Townes men were appointed Lifters to make up y^e lift of Eftates to be p^rfented in October next unto y^e Gen^l Afsembly.

The Conftables gave notice unto thofe that were behind in their Countrey Rate, that they would come & make up their accounts fome time this weeke, or elfe they may expect to bee dealt with according to Law:/ —

Jn^o Cooper fenio^r informed y^e towne that he & moſes manfield had viewed that which Captⁿ Jn^o Naſh propounded for by y^e mill River y^e Laft Towne-meeting, & they ſee noe inconvenience to y^e towne to graunt it to him, provided the towne have liberty to cutt fedge there, as any ſhall have occaſion; Upon which The towne by vote graunted unto Captⁿ John Naſh liberty to fence in the whole breadth of his land in the Eaſt Quarter unto y^e mill River as his owne propriety, reſerveing Liberty for the Cutting of fedge there, as any ſhall have occaſion./

Samuell fernes renewed his motion for y^t piece of Land by the Creeke ſide; The towne was informed that he was admitted a planter upon ſatiffyeing teſtimony; After which the towne by vote graunted unto Samuell fernes one quarter of an acre or thereabouts by the Creeke ſide where formerly he propounded for, and deſired Jn^o Cooper fenio^r & Jere: Oſborne to ſtate it out to him./

Captⁿ Naſh propounded unto y^e towne about y^e fence of the 40 acre piece, whether it was not beſt to be diſpoſed of for the townes advantage; upon which It was by vote Left to y^e townes-men to diſpoſe of it for y^e townes advantage./ — —

Captⁿ Naſh (as from the townes-men) propounded whether it might not be convenient for y^e towne to ſet apart a certaine quantity of Land, of about 300 Acres for publike uſe, about y^e rideing place over y^e Eaſt river, or elſewhere; The motion was acceptable to y^e towne; upon which The Towne by vote deſired & appointed, M^r W^m Tuttell, Jn^o Cooper ſen^r, W^m Bradly, David Atwater & Joſeph Manfield as a Committee to make a view to ſuch an end, & make their returne to the towne.—

Upon y^e motion of Widdow Banifter, Jn^o Cooper ſen^r & Jere: Oſborn were deſired & apointed to view a piece of ground under the banke, neare where M^r Trowbridges ſellar formerly ſtood;

& ftate it out to her, to build a fmall houfe upon, if they find any fit for fuch a ufe./ — —

Jn^o Cooper fenio^r defired y^e towne to graunt him a piece of land neare ftony River farmes, in way of exchange for his 2^d divifion: Mofes Manfield & Mathew Moulthrop were defired & apointed to view y^e fd Land propounded for, & make returne to y^e towne./ —

The towne was informed that y^e indyans defire liberty for admitting fome of their friends & relations to fitt downe with them upon their owne ground: upon which The towne by vote defired & appointed The Deputy Governo^r, & magiftrates [162] with the Townes-men & L^t Thomas Munfon a Committee in reference to the indyans propofition about admitting of other indyans to them upon their owne ground, or any other thing refpecting the articles betwixt the towne & them./ — —

L^t Thomas Munfon & Jn^o Cooper fenio^r Chofen deputies for the Gen^l Afsembly in october next, & Captⁿ Nafh y^e 3^d man, in cafe any of the other were hindred by y^e providence of god./ —

John Potter propounded unto y^e towne that they would exchange that three or foure acres of Land formerly graunted him, in way of recompenfe for his making a bridge over y^e great fwamp, and graunt him halfe an acre or thereabouts adjoineing to y^e fforge pond neare his homelott, & if the fd pond fhould be layd downe, then to have y^e fd halfe acre made up of the like quantity as he had in y^e other place; The Towne by vote graunted his propofition, and appointed Mofes Manfield & Mathew Moulthrop to lay it out to him; onely declared that he fhould clayme noe right to any in y^e pond noe longer then y^e fd pond was layd downe./

AT A TOWNE-MEETING HELD AT NEWHAVEN OCTOB^r 30th 1671.:—

The acts of the Laft Towne-meeting was read to the towne.

Upon a motion made on y^e behalfe of widdow Banifter to know what y^e towne would allow her toward y^e building of a fmall houfe; It was by Vote declared, That they graunt her the piece of land layd out for her, and the timber fhee hath had

of the old meeting house, with forty shillings out of the towne treafury, provided thee improve it to y^t end, otherwise thee may not expect it./ — —

The Magistrates & Townes-men appointed Audito^{rs}, to Auditt the accounts of the Towne treafurer for y^e yeare 1670:. It was alsoe tendred by M^r Jones that they would auditt the accounts concerneing y^e schoole money./ — —

Ordered, That a penny halfe penny upon y^e pound be payd by y^e severall inhabitants of y^e towne, unto y^e towne treafurer, for y^e repaying of money borrowed of the Committee for y^e schoole, & alsoe for other necesary towne occasions, the one halfe at Least in porke & pease or either, & this to be payd, y^e one halfe this latter end of the yeare, & y^e other halfe at or before the end of march next ensueing./

Ordered That every man from 16 yeare old & upwards goe or send a man a day for y^e mending of y^e mill hie way, & M^r W^m Tuttell, Roger Alling, Jn^o Cooper sen^r & W^m Payne are appointed to call out men & teames upon 24 houres warneing, to see it done without delay, & in case of non attendance y^e same penalty to be layd as in y^e countrey law about other hie wayes./ [163] ffor the p^rventing of unnecesary staying at y^e mill for grinding, It is ordered That Corne be ground at y^e mill in y^e same order as it is brought, excepting in cases of urgent necesity, & of great quantities brought by Canooes or Carts, which is Left to y^e discretion of the miller as he shall see cause./ — —

Moses Manfield & Mathew Moulthrop returned in reference to y^e Land they were appointed y^e last towne meeting to view for Jn^o Cooper senio^r on y^e East side, That they see noe inconvenience to the towne to graunt it to him, Upon which the Towne by vote granted unto Jn^o Cooper senio^r, in way of exchange for his 2^d divison, the same quantity y^t is of his owne above muddy River, provided it doth not p^rjudice y^e proprieties of any of y^e stony River farmers formerly graunted unto them.

Christopher Tod propounded unto y^e towne, That they would give him one dayes worke a man towards y^e turneing of one of the mills into a breast mill. It being put to vote past in y^e affirmative./ — —

The Towne desired & appointed y^e Committee formerly Chosen to agree with Branford about y^e dividing Line, now to run y^e

line then agreed upon, with such as Branford shall appoint, & foe to putt an issue to that matter, takeing such other with y^m as they shall see necessary./ —

Moses Manfield & Mathew Moulthrop returned, That they had layd out y^t small piece of land for Jn^o Potter, according as they were appointed y^e last towne-meeting./ — —

AT A TOWNE-MEETING HELD AT NEWHAVEN NOVEMBER 27th 1671 .:

The acts of the Last towne meeting was read to the towne.—

The townes-men returned how they had settled y^e fare of the ferry for y^e future, untill y^e towne shall see cause to alter it, according as they were appointed at a towne meeting, June 26 1671: & is as followeth: At a meeting of the townes-men, Septemb^r 4th 1671: It was agreed, That y^e inhabitants of y^e towne untill y^e first of may next doe pay for each horse & man (if y^e horse be carried in boate) fix pence: if y^e horse swim then but halfe foe much, and for each person two pence; And after y^e first of may, foure pence horse & man, but if y^e horse swim then but halfe foe much; And for each person one penny; onely if there bee but one person pass at a time, then one penny halfe penny.—

And for Strangers, for each horse & man fix pence, & two pence a person, onely if the horse swim then but halfe foe much.

Those whoe were appointed y^e last towne meeting to call forth persons for y^e mending of y^e mill hie way, informed y^e towne of fundry that did not attend on y^e dayes appointed, upon which W^m Payne and Jere: Osborne were desired & appointed to call forth y^e first men & to see y^e worke done when y^e season futes./ —

The same Committee formerly appointed, were now desired to issue y^e bufines with milford men respecting y^e line betweene y^m & us wth y^e first Conveniencie, calling in such other helpe as is necessary./ —

[164] The Constables informed the towne that their yeare was up and therefore desired y^e towne to choose some other, upon which the Towne proceeded to vote, and M^r Benjamin Linge & Timothy fford were Chosen Constables at y^e towne, & John

Rose senior at the iron-workes, all for y^e yeare enfueing; & Timothy fford now tooke oath, but y^e other was not p^rsent.—

Jere: Osborne propounded unto y^e towne on y^e behalfe of M^r Leete That y^e towne would graunt M^r Leete a piece of ground on y^e east side, running from a great hill to y^e fresh meadow, for to keepe a horse upon; after some debate, M^r W^m Tuttell, Jn^o Cooper sen^r & Mathew Moulthrop were appointed to view y^e sd Land, & make returne to y^e towne./ — —

Upon y^e request of John Potter unto y^e towne for liberty to remove his shop from y^e place it now stands, neare to his house, It was by vote graunted him.—

Upon Samuell Munson his renewing his motion to the towne, that they would give him a drum Rimm y^t was in y^e townes hand; It was Left to y^e townes-men to doe therein as they shall see cause.

Christopher Tod propounded unto y^e towne that they would be at some charge for y^e removeall of y^e mills on this side nearer y^e rocke & soe to make y^m breast mills; he sd he had advised with workemen & it was thought y^e charge y^t hee desired of the towne would not be above 70^{lb}, which was thought would soone be saved if the thing was accomplished; after debate, The Court & townes-men were desired to Consider of y^e proposition, & p^rpare something for the townes further Consideracion./ —

It is ordered, That y^e Towne treasurer for y^e time being shall for y^e future yearlye give in his account to y^e auditor^s, fayrely written under his hand, at such seasons as y^e sd auditors or towne shall appoint, that it may be kept upon file with the Records of the towne./ — —

AT A TOWNE MEETING HELD AT NEWHAVEN DECEMBER 15th 1671.:

The acts of the Last Towne-meeting was read to the towne.—

John Rose senior sworne Constable for y^e yeare enfueing.— —

M^r Benjamin Ling chose Constable at y^e last towne-meeting, being desired to take his oath or give his answer, objected against his election, alledging his unfitness for y^e worke, by reason of age, bodily weaknes & infirmitye more then formerlye, when for y^t reason partly he was releafed by the towne, to which was replied,

that y^e act then paft for his releafe was but for that time, but after fome debate about y^e bufines M^r Ling was told y^t feeing y^e towne did not incline to releafe him he was to give his anfwer what he would doe, whereupon he defired a weekes refpite to Confider farther of it.—

The Committee appointed to Conferre with Chriftopher Tod about his intendm^t of removeing y^e mill to y^e better advantage of the towne, and about y^e 70^{lb} propounded for, for his incouragem^t in the worke, made returne of their sence of y^t matter to y^e towne, app^hending probabilitye of Confiderable advantage to y^e plantation if [165] it could be accomplifhed: After much debate a vote was Called for to know the townes mind about y^e 70^{lb} propounded for on conditions p^rmifed, and liberty was graunted to fuch as fhould difsent to enter y^e fame for themfelves by name, & fuch as were not p^rfent were left to like liberty next towne-meeting: Whereupon it was voted That for Chriftopher Tods furtherance & incouragem^t in new building & remove of y^e mill, foe as to anfwer the end, the Common benefit, The towne would pay 70^{lb} as before by their publike treafurye to Chriftopher Tods ufe, upon y^e provifoes following, vizt: 1. if it did appeare to y^e Committee now to bee appointed for y^t bufines, that y^e defigne & undertaking was likely & probable upon fatisfiyeing grounds after a view made by fit perfons appointed thereunto./

2. That goodm Tod & fuch as undertake y^e worke give fufficient fecuritie to the Committee on y^e townes behalfe for performance./

3. That y^e Covenants formerlie made between the towne & p^rfent miller or millers & his or their fuccesfo^{rs} remaine in full force without infringem^t, notwithstanding y^e p^rfent graunt or undertaking./ — —

The Mageftrates & townes-men, M^r W^m Tuttell, M^r W^m Rofewell and L^t Thomas Munfon were by vote appointed a Committee & impowered to treat further with Chriftopher Tod upon y^e aforefd undertakeing and provifoes, and if they receive fatisfaction to agree & ifsue the matter with him, and therein to Confider fuch other circumftances as they fhall fee caufe./ — —

Joseph Alfup, Edward Preston, Thomas Kemberlye, John Potter, John Tompfon feaman, W^m Trowbridge, John Alling, W^m Chatterton and Jeremy Johnfon entred their difsent as to the payment of their parts of the 70^{lb}.

DECEMBER 29th 1671:.

Upon Examination of ffredericke Ellis & M^r John Perry about their fighting & tipling, upon Conviction by their owne Confefcion before the Deputy Governo^r, M^r W^m Jones & James Bifhop Afsiftants, ffredericke Ellis was fined ten fhillings for his entertaineing & tipling, & five fhillings for his fighting, & M^r Jn^o Perry fined Ten fhillings for his excefs in drinkeing & fighting; this to be payd to the towne treafury.—

M^r Robert Maltbye fenio^r* & Rob^t Maltbye junio^r being p^rsent with them in drinking, but noe difsorder appeareing & they ftrangers were difmift with a Caution for the future. Rob^t Maltby fenio^r was minded of his difsorder y^e other night before Authoritie as being diftempered with drinke. He acknowledged his evill & fd he was fafting & had been drinking wine with a ftranger which diftempered him; He was sentenced to pay ten fhillings fine, but afterwards pleadeing his lownes & y^e wrong he had fuffained in his commeing from England, & being to returne againe, it was not required of him.—

AT A COURT HELD AT NEWHAVEN FFEB^{ry} 12. 1671

Jonathan Lampfon was called to give anfwer about trading or difpofing of Cydar to an indyan in evening before y^e fabbath. He pleaded y^t he did know there was a law againft giveing & he had nothing for it, & fd that it was not cleare Cydar. He was told his evill in y^e thing, & the aggravation of it in doeing it after y^e Sabbath was begun, when his mind fhould have been better imployed

The Court haveing Confidered y^e Cafe doe fentence y^e fd Jonathan Lampfon to pay twenty fhillings as a fine to y^e publike treafury.

John Hill, Ebenezer Hill & Elifabeth Prefton† complayned of about a handkerchiefe ftollen from Elifabeth Bifhop, being found

* Robert Maltby, Senior, was probably a brother of John and William Maltby; he was still here in 1673.

† John (born 1651) and Ebenezer (born 1655) Hill were sons of Robert; Elizabeth Preston (born 1655) was daughter of Edward and Margaret.

with the sd Elifabeth Prefton; thee sd y^t thee had if of John Hill, and he confesed he tooke it off of y^e hedge where it was wth other linnen; [166] there appeared a great deale of evill in y^e carriage, y^t after Goodw: Whitehead had y^e handkerchiefe from her mayd, Ebenezer Hill opened a window & got it out of a box & conveyed it away, &c. The Co^{rt} having heard y^e case sentenced y^e sd John Hill to pay y^e treble value of y^e sd Handkerchiefe to y^e owner, and Ten shillings fine to y^e publicke treafury, or fit in y^e ftocks y^e Courts pleasure. And for Ebenezer Hill, y^t he receive correction in his masters family, and the Conftable to see it done. And for Elifabeth Prefton The Court leave her to y^e difcretion of her parents to doe as they see caufe therein./

AT A TOWNE-MEETING HELD ATT NEWHAVEN FFEb^{ry} 12th 1671:—

The warrant from y^e Treafurer about gathering of the Countrey rates was read to y^e towne, and the Conftable gave notice that the laft 2^d day of y^e weeke in ffeb^{ry} and the firft 2^d day of y^e weeke in march next is appointed to bring in y^e rates to M^{rs} Leetes warehoufe, & if any of the dayes prove wett then to be the next 2^d day after.—

The Conftable alfoe gave notice about choofeing of Lifters, or elfe that they may not bee further troubled about it.—

The Conftable alfoe gave notice of a white ftone horfe taken up at Hartford.— —

Thomas Meekes gave notice of a ftray heifer taken up by him./

Captⁿ John Nafh informed y^e towne, that y^e townes-men had fundry things to propound to y^e towne, viz. firft, about rayfeing of bulls for the feverall herds: And the men appointed was Jonathan Tuttell for y^e herd where he lives, Thomas Tuttell for the herd where he lives, Sam^l Whitehead for the herd where he lives & W^m Gibbins for y^e herd where he lives; thefe to appoint fuch calves in their feverall herds as they judge fitteft for fuch a ufe.—

2. They informed y^e towne of feverall perfons whose names was read to the towne that they appointed to burne the dry herds walkes:—

3. It was propounded about planting of the severall quarters—
4. About fettling the severall herds.—

Abraham Dickerman propounded unto y^e towne about a poore ffellow named Richard Bloxfum, & y^t he had kept him fix weekes, & could not tell how to keepe him any longer, therefore he desired they would Confider of some way for his dispose; M^r Jones acquainted y^e towne what meanes had beene used by the Authoritie to free y^e towne of him.—

The towne after debate & Confideracion by vote agreed; That some Cloathing (soe much as is necessary) be provided for Richard Bloxfum at the townes charge and y^t what is already justly expended, & what is necessary for his livelyhood for the future, be payd out of the towne treasury.—

John Cooper fenio^r, Jn^o Winston & Jeremiah Osborne is desired and appointed to looke after the provideing for Richard Bloxfum according to y^e former order./ — —

Jn^o Cooper fenio^r & Jeremiah Osborne returned unto y^e towne what they had done about y^e hie way through the playne field, vizt. That they had agreed with John Sackett, that the towne shal have a hie way through his Land, & he to maintayne y^e barrs; for which they have given him a piece of swampy land about y^e quantity of three acres./ — —

M^r Jones propounded about widdow Banifter, whether the towne would build a small house for an almes house, & then the timber & forty shillings formerly ingaged to her to returne to the towne; but nothing was further done in it at p^rsent./ — —

[167] It was Left to the townes-men, to state y^e herds, & their walkes, either foure or three, as they shal find it most convenient for the towne, when the number of Cowes are brought in to y^m, which is to be at or before the first 2^d day of the weeke in March next./ — —

W^m Payne propounded unto y^e towne, that they would give him a small piece of Land, about foure or five foote wide, to sett up an addition to his house y^t was formerly Isaac Whiteheads:

The towne in reference to his proposall, desired & appointed W^m Gibbins and John Hall to veiw what he propounds for, and doe therein, in graunting it to him, or not, as they shal see cause.

Jeremiah Osborne propounded unto y^e towne that they would

graunt his second diviſion in ſome place as may doe him good as other men have had theirs.—

L^t W^m ffowler propounded to have part of his ſecond diviſion by y^e oyſter River: It was Left to further Conſideracion:—

M^r W^m Jones, M^r Mathew Gilbert, Captⁿ Jⁿ Nafh, James Biſhop, M^r W^m Tuttell, Roger Alling, Jⁿ Cooper ſenio^r, Sam^l Whitehead, David Atwater, Jere: Ofborne, Alling Ball & James Heaton appointed a Committee to Conſider about ſtateing ſuch Lands as may ſtand for towne Commons for y^e future; and alſoe for y^e purchaſing of ſuch Lands of y^e indyans as are within our towne bounds yet unpurchaſed; and alſoe about what lands may be fit for another diviſion, & how to be divided to men for proprieties & improvement.—

Upon y^e motion of W^m Bradly for y^e townes approbation of his Alienation of his part of the Mill unto Chriſtopher Tod, The towne by vote declared their aprobaton upon Chriſtopher Tods acceptance of y^e ſame upon y^e tearmes of y^e Articles of agreem^t betweene y^e ſd W^m Bradly, Chriſtopher Tod & y^e towne reſpecting y^e ſd mill, which Chriſtopher Tod now in Towne meeting declared his acceptance of upon y^e ſd tearmes./—

AT A TOWNE-MEETING HELD ATT NEWHAVEN APRILL. 30th 1672:.

The orders of the Gen^l Aſſembly in october Laſt was read to towne.— The freemans oath with other orders in reference to y^e proxies for y^e Election in May next was alſoe read; Sam^l Tharpe tooke y^e freemans oath, & ſoe the freemen proceeded unto y^e bringing in of their votes reſpecting y^e election, and alſoe for y^e choiſe of deputies for the gen^l Aſſembly in may next,

M^r Thomas Yale ſenio^r & L^t Thomas Munſon Chofen deputies, & Jⁿ Cooper ſen^r y^e 3^d man in caſe any of the other two be hindred by the providence of god.— theſe things being finiſhed, the towne proceeded to chooſe ſome towne officers: —

Serj ^t Sam ^l Whitehead Chofen Treafurer	} for y ^e yeare
James Biſhop Chofen Recorder—	
	} enfueing./

Captⁿ John Nafh, Serj^t Sam^l Whitehead, Jⁿ Cooper, ſenio^r, John Winſton, Jere: Ofborne, Abraham Dickerman and Moſes Manfield Chofen Townes-men for y^e yeare enfueing./—

John Cooper fenio^r & Ifaack Beecher fen^r chofen furveyo^{rs} for the hie wayes for y^e yeare enfueing according to law.— —

L^t Thomas Munfon & James Bifhop is defired & appointed to ifsue (with fuch whom Branford fhall appoint) refpecting y^e running of the line between them & us.—

[168] AT A TOWNE MEETING HELD ATT NEWHAVEN JULY. 22th
1672:.

The orders of the Gen^l Afsembly in october Laft was read to the towne.

Captⁿ John Nafh gave notice to the towne to appeare the next 2^d day with their armes & ammunition at the meeting that they may bee viewed.

AT A TOWNE-MEETING HELD ATT NEWHAVEN SEPTEMB^r 9th 1672:.

After the names were Called, The Conftables gave notice of a ftray horfe taken up at Milford.— —

The townes-men were appointed Lifters to take a lift of perfons & Eftates, and p^rpare it againft october court next according to law./ — —

The Agreement betweene Newhaven & milford about the dividing Line & bounds betwixt them was read to the towne, & ordered to be recorded both in the towne and County records, & is as followeth, viz^t:

Concerneing y^e line of o^r bounds betweene y^e townes of Newhaven & milford— This writeing fheweth, that all differences thereabout are ifsued, and agreem^{ts} made & concluded by perfons deputed & fent from each towne, whofe names are underwritten, which is as ffolloweth:

That from y^e fea at y^e mouth of oyfter River, y^e fd river fhallbe y^e bound, up & unto y^e head of y^t meadow; And from the head or upper end of y^e oyfter River meadow a ftrait line unto y^e top of y^e halfe way hill, where there is a white oake tree marked & ftones caft at y^e roote of it; And from y^t marked tree upon y^e fd hill, a ftraite line unto a new millfwampe ftone, which lieth by

a fwampe fide, betweene dowburne plaine & a plaine at y^e upper end of walnut tree hill; And from the fd ftone a ftraite line to a white oake tree upon homes his race, which tree is marked & ftones caft at y^e roote of it, & is fix fcore rod weftward from the eafth branch of milford mill river; And from y^e fd tree upon y^e race, a ftrait line upward into y^e Countrey y^t runneth upon a fmall run of water y^t commeth off homes his ffort, & unto a great ftone or rocke which lieth in the fd run of water, about two or three rod diftant from its fall into a brooke which commeth from ward y^e round hills & runneth towards Naugatucke.

Subfcribed the firft of May, in the yeare one thoufand fix hundred feventy two./

ffrom Newhaven

John Nafh
John I C Cooper
his marke
William Tuttell
Jeremiah Ofborne
Jo^a Miles
John Clarke

from Milford

Benjamin ffenn
William ffowler
Thomas Wheeler
his T marke
Daniell Buckingham
The mark of H Henry Bochford
Samuell Buckingham
Samuell Burwell
Elnathan Bochford
Silvanus Baldwin

This is a true Record of y^e originall Examined per me James Bifhop, *Recorder*:.—

[169] It was propounded about Lebanon,* whether fome tryall fhould not be made to fee if it would not fall within our bounds, upon which, The townesmen were appointed a Committee to

* Lebanon Swamp, probably in the south part of the present town of Bethany, then part of New Haven.

Confider of, & appoint some futable perfons to run the Line for a tryall, to fee how farre twelve mile will reach from y^e fea northward into y^e woods.—

It is ordered y^t ffor y^e p^rferveing of underwood noe fmall trees, or underwood fhall be cutt downe in y^e commons of oxen pasture or Cow pasture within y^e two mile, under y^e penalty of five fhillings for any quantity under a load, and five fhillings for every load above one, to be payd by every perfon or perfons foe tranfgreffing; the one third to y^e informer & profecuto^r, & y^e other two thirds unto y^e towne Treafury.— — —

Ordered, That y^e hill at y^e weft river toward Richard Sperryes, be made, & kept pafsable for Carting by y^e Surveyo^{rs}, as other hie wayes of the towne./ — —

An Indenture made betweene M^{rs} Sufanna Hatfell, Henry Hatfell & John Evance* on y^e one part, & M^r Thomas Lake on y^e other parte, of all y^e accomodations, & houfeing formerly M^r Jn^o Evance his in Newhaven, and y^e Afsignment of y^e fame, by y^e fd M^r Thomas Lake, unto deacon W^m Peck, on y^e behalfe of y^e trustees for y^e grammar fchoole at Newhaven, was read to y^e towne./ — —

L^t Thomas Munfon & Jeremiah Osborne were chofen deputies for y^e Gen^l Afsembly in octob^r next, & Jn^o Cooper fen^r a 3^d man, in cafe any of y^e other two were hindred by y^e providence of god.

The towne by vote defired y^e old viewers of fences to goe on in their worke untill y^e next towne meeting./ — —

Upon y^e propofition of Jn^o Cooper fenio^r, on y^e behalfe of widdow Elcocke, that y^e towne would graunt her a fmall piece of ground to build a houfe upon, The towne defired & appointed y^e townes-men to Confider of her propofition, & make returne y^e next towne meeting./

Upon y^e propofition of Widdow Talmage† for liberty to fence in a fmall piece of ground (to put a horfe in, as fhee may have occafion) lying betweene M^r Guilberts & Captⁿ Nafhes fence by y^e mill river, The towne graunted her propofition, referving liberty for landing, & Carting of hay there, as occafion fhould bee.

* Susanna, widow of John Evance, had married fecondly Henry Hatfell, who died in 1667; ſhe and her ſons Henry Hatsell and John Evance had returned to London.

† Sarah (Nash), widow of Robert Talmage.

Timothy fford propounded unto y^e towne about a hie way which hee ap^rhended run at y^e reare of y^e homelotts on y^t fide y^e creeke, to run round a lott formerly Andrew Hulls unto y^e Creeke, which way he fd Jn^o Winston now did fence in & ftop; After fome debate upon it, The towne defired & appointed M^r Gilbert, Captⁿ Jn^o Nafh & M^r W^m Tuttell to Confider of y^e matter & what may be further fd about it, & make their returne the next towne-meeting./ — —

The Magiftrates & townes-men is defired & appointed Auditor^s for y^e towne Treafurers accounts for y^e yeare 1671:.

[170] AT A TOWNE MEETING HELD ATT NEWHAVEN NOVEMBER.
25th 1672:

After y^e names were called, The acts of the laft towne meeting were read to the towne.—

Jeremiah Whitnell defired y^t y^e towne would free him from attending towne-meetings for y^e future, becaufe of fome conftant weakeneifes that doth attend him, but nothing was done in it att p^refent./ —

The towne was informed y^t it was y^e time for choofeing of new conftables, y^e former conftables yeare being up; & foe they proceeded to Vote, whereby it appeared, That M^r Thomas Trowbridge and William Gibbins were Chofen Conftables at y^e towne, and John Aultin att y^e iron-workes, all for y^e yeare enfueing./ —

The towne was informed w^t y^e Auditor^s had done in reference to the former Treafurers acounts, and y^t they app^rhended it necefsary there fhould be a penny rate upon y^e pound layd for y^e defraying of y^e necefsary charges & expenfes of y^e towne, & y^e repaying of y^t money y^t was borrowed of y^e truftees for y^e fchoole, upon w^{ch} It is ordered, That a Rate of one penny upon y^e pound be payd by y^e feverall inhabitants unto y^e towne treafurer, at or before the firft of march next, y^e one halfe in peafe, y^e other halfe in Rye or indian corne./ —

Captⁿ John Nafh informed y^e towne what had been done in running y^e line for a tryall, & y^t they fully app^rhended y^t y^e place called Lebanon would fall within our compafse of twelve mile./

AT A TOWNE MEETING HELD AT NEWHAVEN JANUARY. 20th 1672:.

After y^e acts of y^e laft towne-meeting was read, The warrant from y^e Treafurer to y^e Conftables for y^e gathering of the Countrey rate was read to y^e towne, and notice given to bring it in unto M^r Thomas Trowbridge his warehoufe, upon y^e laft 2^d day of y^e weeke in this moneth, and the firft 2^d day of y^e weeke in february next.—

The towne treafurer gave notice to thofe y^t were behind with y^r towne rates that they would bring it in, & y^t fuch that had not made up their acco^{ts} with him would fpeedily doe it, either to morrow or y^e next 2^d day at furtheft./ — —

Captⁿ Jn^o Nafh propounded unto y^e towne y^t they would appoint fome perfons to lay out his 2^d divifion at y^e ffrefh meadow, in meadow and upland according to his graunt; Upon which Jn^o Cooper fenio^r and ferj^t Sam^{ll} Whitehead were defired & appointed to attend y^t bufinefs with a furveyo^r whom y^e fd Captⁿ Nafh fhould appoint./

ffor the p^rvention of y^e danger of fire by want of ladders & feafonable fweeping of Chimneyes It is ordered That every perfon or perfons that fhall neglect foure & twenty houres to fweepe their Chimneye or Chimneyes after warneing given y^m by any perfon appointed by authoritye or townes men, or in cafe of any chimney takeing fire through y^e fowlness of it, they fhall pay two fhillings a time unto y^e towne treafury for every fuch neglect, y^e one halfe to y^e towne, y^e other halfe to y^e perfon foe appointed & difcovering y^e fame; alfoe y^e fame perfon to fee y^t y^e order about y^e ladders be attended./ —

[171] AT A TOWNE MEEETING HELD ATT NEWHAVEN MARCH. 10th
1672/3:

After the acts of the laft Towne-meeting was read, The orders of y^e Gen^{ll} Afsembly in october Laft was read to y^e towne./ — —

Captⁿ John Nafh from the townes men informed y^e towne of the feverall perfons they had appointed to looke after y^e rayleing of Calves for bulls in the feverall herds; and alfoe of fuch perfons they had appointed for y^e burneing of y^e woods, both on y^e Eaft & Weft fide./ — —

The towne by vote referred y^e propofition of Southend men for a highway through y^e indyans Land to their houfes, to the Committee formerly appointed refpecting y^e indyans, at a towne meeting Septemb^r. 11th 1671 :—

William Andrewes propounded unto y^e towne that he might enjoy the meadow graunted him formerly by y^e towne above y^e pine River & p^refented a Coppye of y^e Records which was read to the towne, and after fome debate, The townes-men were defired & appointed to take his propofition into Confideration, & heare what he had to fay, & foe make returne to y^e next towne meeting.

Mr W^m Tuttell, Jn^o Cooper fen^r, W^m Bradley, David Atwater & Jofeph Manfield made a returne of their view of fome lands to be fequeftred for publike ufe on y^e Eaft fide under their hands, as followeth, vizt; That from the pines above y^e old rideing place to Connecticott, downward to y^e other pines may bee fett out 200 acres, & to be layd out to y^e beft conveniencie; and 100 or two hundred acres about y^e bogmine wharfe & w^t meadow is at p^refent, or hereafter may bee in the townes hand adjacent.— Upon which The towne defired & appointed John Cooper fenio^r & Jofeph Manfield to Lay out y^e fame and bound it, & foe make returne of y^e fame unto y^e towne./—

Upon y^e propofition of Henry Glover & fome others that a hie way may be layd out to y^t part of their firft divifion as lies on y^e weft fide; John Cooper fenio^r & John Winton were defired & appointed to take a view of y^e place & lay it out, & y^e towne to allow y^e owners foe much land at y^e reare of y^e fd divifion, as the way fhall take up, & foe make returne of y^e fame to y^e towne.—

Jeremiah ofborne propounded, That y^e towne would apoint either y^e fame Committee formerly appointed, or fome others to ifsue y^e differance betweene Wallingford & us about y^e line betweene y^m & us— Upon which The towne defired & apointed y^e former Committee of y^e Authoritie, M^r Guilbert & townesmen to ftate the bounds betweene them & us, in purfuance of y^e townes order formerly made to y^t end, and to ifsue y^t bufines in a peaceable way with Wallingford if it may bee./

The Committee formerly apointed about ftating Comons, & to Confider of laying out anoth^r divifion of land, &c. informed y^e towne w^t modill they had thought off both in reference to perfons & Eftate, &c. & alfoe about y^e Commons; but after fome debate it was referred to another meeting.—

Mr Jones acquainted y^e towne about y^e estate given for y^e encouragem^t of a grammar schoole; & alsoe y^t y^e p^rsent schoole-master was like to leave the place./ —

[172] AT A MEETING OF THE FREEMEN & INHABITANTS HELD AT
NEWHAVEN APRILL. 29th 1673

The towne was acquainted with the occasion of y^e meeting, both in reference to y^e choise of Deputies, and alsoe for proxies in reference to the Election; And after y^e warrant for y^e choise of deputies was read L^t Thomas Munson & Jeremiah Osborne were Chosen deputies for y^e Gen^l Assembly & Jn^o Cooper sen^r a 3^d man, in case any of y^e other be hindred by y^e providence of god./ After y^e buisines of y^e proxies was finished by y^e ffreemen The towne proceeded to Consider of some towne affayres—And Captⁿ Jn^o Nash propounded to y^e towne that they would impower the deputies to obtaine a settlem^t of o^r Reare bounds at y^e gen^l Court, and that we may have o^r Reare joine to wallingford, & y^t the same Line may run to y^e flanke line betweene Milford & us. Upon which The Towne by Vote did impower y^e Deputies for y^t very end to obtaine a settlem^t of y^e same upon Record at y^e gen^l Assembly in May next./ — — —

Captⁿ Jn^o Nash, Jn^o Cooper senio^r, Sam^l Whitehead, Jn^o Winsten, W^m Bradly, Jere: Osborne, & Abraham Dickerman is Chosen Townes-men for y^e yeare ensueing./ — —

Jeremiah Osborne Chosen Treafurer for y^e towne for the yeare ensueing./ — —

Thomas Morris propounded y^t y^e line betweene M^{rs} Gregson her farme & his necke might be sett out.

Jn^o Cooper senio^r being one y^t had formerly done it was by the Towne desired & appointed to doe it againe./ — — —

It is ordered That y^e agreem^t between Newhaven & Milford & betweene Newhaven & Brandford about their dividing lines be p^rsented to y^e County Court, & a Record of them desired in y^e County Records

Jn^o Cooper sen^r & Isaac Beecher Chosen surveyo^{rs} for y^e hie ways for y^e yeare ensueing.— — —

Samuell Hemmingway propounded for a piece against his house to sett a barne on; It was Left to a view & further Consideration./

AT A TOWNE-MEETING HELD AT NEWHAVEN JUNE 16th 1673:—

After y^e names were Called The orders of y^e gen^l Afsembly in May Laft were read to y^e towne; and there being one order respecting y^e fheepe, Jn^o Cooper fenio^r, W^m Bradly, & Thomas Meekes were appointed by y^e towne to fee y^e gen^l Courts order attended in reference to y^e flocks & Ramms.—

Captⁿ Jn^o Nafh informed y^e towne y^t there wanted an Enfigne for y^e traine band, and y^t it was agreed y^e laft traineing day y^t it fhould be done to day, & y^t y^e fouldjers had notice to be here to attend it./

Upon which Jn^o Miles was Chofen Enfigne for y^e traine band.

Serj^t Sam^l Whitehead upon his defire, being lame, was freed from being Serj^t and Mofes Manfield Chofen ferj^t for y^e traine band./ —

Corporall Jn^o Alling upon his defire freed from being Corporall; And Dan^l Shearman & Thomas Kemberlye Chofen Corporalls.

James Bifhop Chofen Recorder for y^e yeare enfueing./ —

It is ordered that y^e Records Sallary for y^e future bee five pounds a yeare./ — —

[173] Jn^o Tod propounded unto y^e towne for liberty to build a warehoufe & wharfe on y^e banke fide over againft his houfe; Upon which Roger Alling and Sam^l Whitehead were defired & appointed to view y^e place, & Conferre with the neighbo^{rs} there about it, & make returne to y^e next Towne meeting

Upon Sam^l Hemmingway his motion he had liberty to erect his barne upon the ground viewed by y^e townes apointm^t, and y^e full ifsue referred to another time./

AT A TOWNE MEETING HELD ATT NEWHAVEN AUGUST. 4th 1673:—

The Deputy Governo^r acquainted y^e towne with y^e occafion of y^e meeting, which was to Confider what may be the beft way for uf to take for our owne fecurity in this time of danger, The Dutch haveing taken New yorke, and there being fuch a Confiderable force there as is reported;—

A letter from y^e Governo^r & Afsift^{ts} at Hartford was read to y^e towne./ — —

Captⁿ Jn^o Nafh propounded to y^e towne about y^e watch, & acquainted y^m that they had appointed a military watch of 7 a night, & if they would have it doubled he desired they would exprese y^m felves, or whether they would leave it to a Committee to order as they should see occasion: It was desired to leave it to y^e Committee for y^e militia, & for alfoe for a ward on day time, both respecting South end, as well as at y^e towne. And It was thought meete y^t two of y^e great guns be shot off for y^e making of an Alarme, y^t for persons at a distance may heare./

Upon complaint of much damage done in one of y^e quarters by Cowes goeing without a keeper; It is ordered y^t noe Cowes goe upon y^e Commons in y^e herds walkes without a keeper, under y^e penalty of 1^s per weeke for each Cowe, besides damage and poundage, this to stand till further order./

Roger Alling & Sam^l Whitehead made returne of their View on behalfe of Jn^o Tod, & declared that they see noe inconveniencie to y^e towne to grant him his desire, But Jn^o Tod propounding for liberty for the whole breadth of his lott, It was Left to further Consideration./ — —

AUGUST 11th 1673

p^{re}sent

Mr W^m Jones

Captⁿ Jn^o Nafh

James Bishop

} Absents

Jonathan Lampson being taken y^e last night at an unseasonable time of night, & being complained of to Authoritie, Hee not able to give any sufficient reason for his for doing was fined ten shillings.— —

AT A TOWNE MEETING HELD AT NEWHAVEN AUGUST. 18th 1673:.

The orders of y^e Gen^l Assembly August. 7th instant & of the Grand Committee mett August 11th was read to the towne./ — —

Jn^o Tod againe moveing y^e towne for liberty of a piece of ground to build a warehousfe on & a wharfe, The Towne by Vote graunted him 24 ffoote in Length and 16 ffoote in breadth of land to build a warehousfe on, & liberty below to build a wharfe, he leaving a sufficient hie way for a Cart between y^e sd warehousfe & wharfe.—

Thomas Kemberlye propounded unto y^e towne y^t they would free him from being Corporall, but it was not done.—

James Heaton propounded for y^e like releafe, alledging y^t he liveing at the farme could not foe well attend it, and upon his defire was ffreed and Sam^{ll} Alling Chofen Corporall in his ftead.

[174] AT A TOWNE-MEETING HELD AT NEWHAVEN SEPTEMBER.
22th 1673:.

After the names were Called The ffreemen proceeded to the choife of Deputies, And the votes being given in it appeared that L^t Thomas Munfon & Jere: Osborne were Chofen deputies for the gen^{ll} Afsembly in october next.—

The Townes-men were Chofen Lifters, to p^rpare y^e lift of perfons & Eftates for y^e gen^{ll} Afsembly next, according to Law./

It was propounded unto y^e towne whether they will continue the military watch or noe; Upon which It was by vote agreed That the military watch of feven a night bee at p^rfent Layd downe, and a retorne of it to the Conftables watch, untill further order from Authoritie.— — —

M^r Thomas Yale propounded that there might bee a hie way for Comfortable pafsage, both for y^e towne & Countrey, againft Jofeph Manffields farme; Upon which after debate Jn^o Cooper fenio^r & Sam^{ll} Whitehead were defired & appointed to make a view throughout y^t road, foe farre as is necefsary, and ftate it where it fhould bee, and make retorne thereof to the towne when they have foe done./ — —

It was defired that the Committee formerly apointed about Wallingfords bounds betweene y^m & us would ifsue y^e fame wth y^m.

Upon y^e motion of Sam^{ll} Hemminway for an ifsue of that bufines Concerneing y^e graunt of a piece of land where hee had erected his Barne, left June 16 1673: The towne appointed Mathew Moulthrop & John Aultin to ftate out the fd Land, not exceeding an acre or thereabouts, provided there bee liberty of a hie way through it out of the meadowes as occafion may bee./

AT A TOWNE MEETING HELD AT NEWHAVEN NOVEMBER 24th 1673: *

After the acts of the laft towne meeting was read, Jn^o Cooper fenio^r & Sam^{ll} Whitehead made returne of w^t was left to y^m the laft towne meeting, viz^t: That they had ftated the hie way againft Jofeph Manffields farme to run by y^e fence as it now ftands, & to be foure rod wide all along, & that Richard Little was to repayre y^e dirty place a litle on this fide Jofeph Manffields, to which hee Confented,

The orders of y^e gen^{ll} Afsembly in october laft was read to y^e towne.

Capt Jn^o Nafh in y^e name of the Townes-men informed y^e towne y^t they had been Confidering of fome way for p^rventing of dammage done upon Corne in y^e feverall Quarters, & propounded That Haywards or pounders might bee appointed for each quarter, Upon which The towne by vote ordered That there be pounders for each quarter & Cornefield about y^e towne.—

Jn^o Punderfon junio^r & Jn^o Glover for y^e yorkfhire quarter & thofe adjoineing; Jn^o Tompfon fenio^r & Sam^{ll} Alling for y^e Subbarbs quarter.

Jeremiah ofborne y^e towne Treafurer informed y^e towne y^t y^e townesmen had confidered of towne expenfes & they found need of a halfe penny rate upon y^e pound, [175] Upon which The towne by vote ordered That a Rate of a halfe penny upon y^e pound of all rateable eftate be paid by y^e feverall inhabitants unto y^e towne Treafurer, fometime betweene this & y^e firft of march next./

Mr W^m Rofewell & John Hall Chofen Conftables at y^e towne, & John Potter at Stony River for y^e yeare enfueing.

AT A TOWNE MEETING HELD AT NEWHAVEN DECEMB^r 4th 1673:.

Mr Jones acquainted y^e towne with what appeared in thofe y^t were prefent after y^e laft towne meeting was difmiffed in reference to Mr Rofewell, as inclineing to releafe him from y^t choife of a Conftable.

Upon which the towne by vote releafed Mr W^m Rofewell from y^e office of a Conftable to which he was Chofen y^e laft towne

meeting. John Gibbs Chofen Conftable in his ftead, but he being not p^rfent nothing was further done, & John Hall was not willing to take his oath

After y^e meeting was over The towne made a ftay, & did by vote appoint the military officers with M^r Rofewell to Confider what is necefsary to be done about y^e great guns & to procure it done as they judge meet./

AT A TOWNE MEETING HELD AT NEWHAVEN DECEMBER. 15th 1673

M^r Jones acquainted y^e towne y^t one occafion of y^e meeting was in reference to Conftables, there being none at p^rfent y^t would accept & take y^e oath, upon which John Gibbs was Called to give his anfwer, whoe declareing his unfittes for feverall reafons as he alledged refufed to accept y^e place & fd he fhould referre himfelfe to y^e County Court.

Then John Hall alfoe being called to know his anfwr, declared his refufeall:

Part of y^e Lawes were read to y^e towne

Jonathan Tuttell & Thomas Sanford were Chofen Conftables but both refufed to accept y^e place; Jonathan Tuttell fd he fhould referre himfelfe to y^e law, & at a meeting fometime after fd he had pay^d part of y^e fine & would pay y^e reft;

John Hall & Thomas Sanford after being called before Authoritie to heare w^t they had to fay for their refufeing, & in y^e ifsue John Hall defired to leave himfelfe to y^e County Court, but Thomas Sanford refted in y^t which the law fets downe, viz. 40^s, onely defireing fometime of forbearance.

John Tompfon Marriner & Sam^l Miles Chofen Conftables whoe accepted of y^e place & tooke oath.—

AT A TOWNE MEETING HELD AT NEWHAVEN DECEMB^r 29th 1673:

There being but part of y^e Lawes read y^e Laft meeting they proceeded to y^e reading of y^e reft, & after fome time fpent in y^e meeting-houfe they removed to y^e ordinary & foe finifhed y^e whole./

There was some speech about choosinge searchers & sealers of Leather but nothing at p^resent further done in it./ —

[176] AT A TOWNE MEEETING HELD AT NEWHAVEN MARCH. 11th
1673/4:.

After y^e names were called, Captⁿ Jn^o Nash from y^e townesmen informed y^e towne of fundry things, viz^t. That Jn^o Downe & Jn^o Benham burne y^e woods on y^e west side from y^e sea up to Milford path; Jn^o Clarke & Daniell Thomas from Milford path up to Paugasett path; Ralph Lines & Richard Sperry from Paugasett path up to y^e round hills; Will^m Wilmott the west rockes; Jn^o Sackett & Edmund Dorman from y^e west rockes to y^e Mill river; David Atwater & Isaac Turner from y^e mill rockes to Joseph Bradlyes; Joseph Mansfield & Richard Little from Joseph Bradlyes up to y^e blue hills; George Pardee to burne about Dragon point to y^e fresh meadowes; Alling Ball from his farme up to Hercules Playne; and Mercy Mofs & John Brockett junio^r from Hercules playne up to Wallingford Line.

Philip Leeke, Timothy fford, Jn^o Punderfon jun^r & Thomas Sanford is appointed to see after rayseing a calfe in each herd they belong too for a bull, & make returne whose they are./

Captⁿ Jn^o Nash further acquainted y^e towne with the number of Cowes brought in to y^e townesmen which were 220 & some few over, & therefore whether they might not goe in three herds; Upon which after debate The towne ordered That there shalbe but three herds in y^e towne for this p^resent yeare, & untill further order./ —

After this the towne came to Consider of y^e severall walkes for y^e herds And ordered That for y^t herd y^t goes toward y^e Mill, their walke shalbe from y^e mill river unto y^e beavo^r ponds, And for y^e Creeke side Herd, their walke shalbe from y^e beavo^r ponds westward to Chefnutt hill path.

And for y^e other herd of the subbarbs, their walke shalbe from y^e sea on y^e west side up to Chefnutt hill path. And y^e townesmen is appointed to settle y^e fd herds./ —

It was further propounded concerneing young Cattle and farmers Cattle as being very p^rjudiciall to y^e herds feed, and thereupon ordered That y^e order of y^e towne formerly respecting

young Cattle & working oxen being found in y^e herds walke be againe revived & in force & put in Execution.

It was propounded further by y^e townesmen, That those that keepe y^e number of ten fwine would rayle one bore./ —

It was alsoe propounded to y^e towne, whether those Cotten Coates in y^e townes hand were not best to be sold, upon which It was ordered y^t they be disposed of for y^e best advantage of the towne, and y^e townes-men were appointed to see it done

The towne was acquainted y^t y^e time for which y^e oyfterhell field was lett is out, and it was propounded y^t the trustees for y^e schoole would take it into y^r hands, according to y^e graunt, but they desired y^e towne would at p^rsent dispose of it as formerly; Upon which The townes-men were appointed to lett it out for y^e use & benefitt of the towne./ —

[177] Jn^o Cooper sen^r & Timothy fford were appointed according to Law to see the order about fwine bee attended.— /

Philip Leeke Chose gager for Caske according to law./ —

Jn^o Potter propounded unto y^e towne y^t they would exchange a small piece of land adjoyneing to a small parcell hee bought Lately of Capt^m Thomas Clarke neare stony river, for y^e more convenient lieing & fenceing of it; some y^t viewed it informed y^e towne that they saw noe inconveniencie it would bee to y^e towne nor neighbours foe to do; upon which the towne by vote graunted his proposition./ —

W^m Andrewes did againe renew his motion about some meadow that he Claymed above muddy River; After some debate about it, The Towne by Vote ordered as followeth; That whereas W^m Andrewes hath made some Clayme to Certaine parcells of meadow above muddy river, he pleading his necessity in reference to y^e improvem^t of his land there adjoyneing; Although y^e towne saw not cause to admitt his sd Clayme, yet out of respect unto y^e sd W^m Andrewes & his necessitie, they doe graunt unto him that parcell of meadow at the mouth of Muddy River, Containeing by estimation twelve acres, be it more or les, as his owne proprietie for ever./ —

It was propounded about a schoole, & y^e law respecting schooles was read to y^e towne; Upon which The towne desired & appointed the Magistrates & Townes-men to provide a schoole Master, &

agree with him, & ordered that he should have his pay out of the towne treafury./ — —

Upon y^e propofition of Ellis Mew, That y^e towne would graunt him a fmall piece of Land adjoyneing to his barne; It was by vote graunted that he should have about a quarter of an acre, and Mathew Moulthrop & Sam^l Hemmingway were appointed to ftate it out to him, with due respect to hie wayes, both for y^e towne & neighbours./ —

Deacon W^m Peck defired y^e inhabitants of y^e towne y^t they would make up their acco^{ts} with y^e deacons refpecting y^e church treafury./

AT A MEETING OF Y^e FFREEMEN FOR Y^e CHOISE OF DEPUTIES & Y^e PROXIES, AND ALSOE A TOWNE-MEETING AFTERWARDS.—

APRILL. 28th 1674:.

After y^e acts of y^e laft towne meeting was read they choofe deputies, and L^t Thomas Munfon & Jeremiah Osborne were chofen deputies for y^e Generall Afsembly in May next.—

After the bufines of the proxies was finifhed, The Towne proceeded to y^e election of towne officers.

Jeremiah Osborne Chofen Treafurer for y^e towne for the yeare enfueing./ — —

Captⁿ Jn^o Nafh Chofen Recorder for y^e yeare enfueing./

Jn^o Cooper fenio^r, Sam^l Whitehead, Jere: Osborne, Jn^o Winton, W^m Bradlye, Abram: Dickerman & Mofes Manfield chofen Townes-men for the yeare enfueing.—

John Cooper fenio^r & Ifaac Beecher chofen surveyo^{rs} for the hie wayes for y^e yeare enfueing./ —

[178] Captⁿ John Nafh informed y^e towne that matters was ifsued betweene us & all o^r neighbours, viz milford, Brandford & wallingford, about the dividing lines, & therefore defired y^t they might be p^rfented to the gen^l Court for a confirmation & Record: Upon w^{ch} The towne by vote ordered That y^e deputies for y^e Gen^l Afsembly doe exhibitt the feveral agreem^{ts} between us & o^r neighbo^{rs} before mentioned unto y^e next gen^l Afsembly for their Confirmation & record./

Captⁿ John Nafh alfoe informed y^e towne what agreem^t the Committee had made with George Pardee, y^e p^rfent fchoole-

mafter, viz. That he is to have 18^{lb} per annum out of the towne treafury at y^e ancient towne price, & the benefitt of the houle, barne, & homelott formerly M^r Evances, or if the price be altered to y^e merch^{ts} price then but 16^{lb} out of y^e towne treafury./

The towne having been at great charge about y^e great guns, It was propounded that there might be fome fhelter for y^m, and alfoe about a platforme at y^e waterfide./ Upon which It was left to y^e Magiftrates & townes men to take care for the fecuring of y^e fd great guns by a futable fhelter as they fhall fee caufe./ —

It is ordered that y^e foregallery be wholly for men, and the women be difpofed of (by the Committee formerly appointed for feateing) other where./ — —

The Magiftrates & townesmen is appointed Audito^{rs} to Auditt the late Treafurers accounts for y^e yeare (72) & (73):

The townes-men are appointed to Confider of, & provide fome futable feates for y^e boyes in y^e meeting.houle./ —

W^m Payne was defired to looke after the boyes before the firft feate & the Deacons feate./ — —

There are two parcells of land appropriated or fequeftred for the towne of N-haven ufe by their order unto Jn^o Cooper fen^r and Jofeph Manfield, lying on y^e Eaft fide of the Eaft River on Connecticutt roade.— The firft lyeth halfe a mile breadth, ffronting upon y^e River, & It begins its North flank at a white oake tree by y^e river fide above the pines at y^e old rideing place to Hartford, & runs fouth to y^e end of the halfe mile, where there is a blacke oake marked H, & ftands on y^e edge of the playne per the fwampe fide, the length thereof to be two hundred rod.

The fecond parcell of land lieth upon y^e above fd river, ffronting on y^e river; It begins on y^e further fide of y^e grape fwampe next to y^e river, where there is a black oake marked on foure fides, running in breadth one hundred & twenty rod, & there a white oake marked on fower fides on y^e north flanke; Its to Extend in length two hundred rods. Memorandum that the line was taken from a black oake three or four fcore rod from y^e river above y^e pines, marked on foure fides wth S on one fide,

May 1673

John Cooper fenio^r
Jofeph Manfield

[179] ATT A TOWNE MEETING HELD AT NEWHAVEN JUNE Y^e: 29:
1674

The acts of the Laft Towne meeting were read.

The orders of y^e Generall Afsembly in May Laft were read to y^e Towne.

It was propounded to y^e Towne to choofe Heywards for y^e feverall feilds, and Jofeph Moff: Jn^o Punderfon Ju^r, Nathaneell Thorp, Sammuell Tod & Jonathan Tuttle wer by voet appointed Haywards in theyer feverall quarters. According to an order of y^e Generall Court in May Laft, S^t Samuella Whithead was by voet appointed to defied any controuerfy between y^e buyer and the feller, refpecting y^e fowlnes or badnes of corne and merchant-ables of Porke when it is payd by the pound

Ser^t Jeremiah Osborne acquainted the Towne (that according to theyer defyer the Laft Towne meeting) theyer deputies at y^e Generall court had p^rfented y^e agreements between us and the adioyning Towns refpecting the deuiding Liene, wth were read in y^e fd Generall court & confirmed & to bee ther recorded. And now the Townfmen had thought it was neceffary that y^e Towne would appoint fom to fpeak wth M^r Alex: Briant about the fwamp called Lebanon which falls wth in o^r bounds, y^e fd M^r Bryant having formerly bought the trees of y^e Indians and much waft (as is reported by fom) made of y^e Timber, as allfoe that ther was fom Lands in thof western parts of o^r Townfhip yet unpurchafed.

The Towne having heard & confiddered what was propounded did agree to choofe a committee and did by voet appoint The Magiftraets and Jn^o Cooper fenio^r and S^t Jeremiah Osborne, to treat & iffue wth M^r Bryant about y^e fd Lebanon, and allfoe with what fpeed may bee to finifh y^e purchafing from y^e Indians fuch Lands wthin o^r bounds that are unpurchafed, & to make use of fuch perfon or perfons as may bee helpfull and neceffary in y^e buyfynes

It was propounded by fome that liue by y^e water fide that ther might bee lyberty to build a bridge ouer the creeke befor Jofeph Allfups houfe. The Towne appointed by voete, Ser^t Sam: Whithead and Ser^t Jeremiah Osborne and Ser^t Abra: Dickerman, to veiw y^e place to make report at y^e next Towne meeting

There was complaint of y^e weed called night fhade,* that not-

* Nightshade. See N. H. Records, III, 243-4, 280, 356.

wthstanding former orders it did spread much about y^e Towne, & Richard Johnfon becaufe of his age & weaknes did not attend y^e deftroying of it as formerly. The towne then spake to Edward Keelye, to doe in that matter as Richard Johnfon had done and according to former orders, & left it to the Townsmen to speak further wth Edward Keely and take care for deftroying that weede

John Potter defyred Lyberty to propound two or three things on y^e behalfe of thofe that live at ftony river farmes: firft, that a high way may bee layd out from thofe farms unto the ferry at George Pardee his houfe; fecondly, that thofe amonge them that were willing might have liberty one day in a yeare to cutt brush of y^e common; thirdly, that y^e days worke w^{ch} according to Law they were to doe at high wayes, they might bee improved one the high ways upon that fied.

The Towne upon confidderation by voet appointed Leaut^t Thomas Munfon, M^r W^m Rofwell & Jn^o Cooper fenir to ftate out a highway from thofe farms to y^e ferry at George Pardees, and foe to ftate it as may bee beft for the roade & as little inconvenience to proprieties as may bee

Complaint was made of great diforder in y^e time of puplike worfhip in the meeting houfe y^e laft fabbath, upon w^{ch} occafion the former motion & orders about feating the foer gallery and providing feats for boyes in y^e meeting houfe, were againe defyred to bee attended

[180] ATT A TOWNE MEETING HELD AT NEWHAVEN Y^e 7th OF SEP^r 1674

The orders of y^e laft Towne meeting were read.

The perfons that were chofen for Haywards y^e laft Towne meeting were now called to take oath according to Law; y^e infuffiency of y^e fences about y^e quarters, and noe yeelding y^e quarters under y^e Law, w^{ch} had been p^rtended by fom formerly, & fom other things wer objected by fom of y^e fd perfons, and foe y^e buyfynes was left at that time

Jeremiah Osborne informed y^e Towne that himfelfe, Abraham Dickerman and Samuell Whithead, according to y^e orders of y^e laft Towne meeting had made a veiwe of that creeke and place

for making a bridge ouer it, and now returne that they see noe inconvenience it will bee to y^e Towne to graunt Lyberty to y^e neighbours, to build a bridge and make a dam and fleuce ouer y^e fd creeke before Joseph Allfups & M^r Trowbridges prouided allways that ther bee sufficient room left for a high way between y^e fd creek and bridge, and y^e warehoufes, for y^e Townes use

The Towne confiddered the motion, and by voet declared Lyberty (to those who are minded to build a bridge ther) foe to doe with a dam and fleuce, wth y^e prouiso as aforefayd, that ther bee sufficient roome for a high way

Danyell Hall propounded to y^e Towne to grant him a peece of Land of about 18 or 20 foot to fet a warhouse upon at y^e Southend of y^e waerhouse that had been M^{rs} Leets, now his Bro: Trowbridges,* and fayd hee had spoken wth Joseph Allfup and he was content to goe nearer y^e sea

The Towne after they had confiddered y^e fd danyell Halls motion by voet graunted his request, and left it to y^e Townsmen to state it out, as allfoe Joseph Allfups, and at y^e next Towne meeting to make y^e returne as allfoe of y^e quantytyes, and this to bee y^e issue except the Townsmen find any inconvenience in theyer stating of them out

Ralph Loins propounded to y^e Towne that they would graunt him a small quantyty of Land of two or three acres, at y^e foot of y^e great hill that lyeth on this side his house, he hauing much trouble & som Hazard to cary Hay up y^e hill to his house, hee would at y^e place he propounds for sett som Hay & spend it ther

The Towne appointed by voet y^e Townsmen from among themselves to fend som to veiw y^e place and confidder y^e motion and to make return at y^e next Towne meeting.

The Townsmen informed y^t a maine end of appointing y^e meeting was to acquaint y^e Towne that ther were noe lifters chosen, and that now they would choose them, for y^e time would be but short to p^rpare y^e lift against y^e court.

The Towne by voet chose and appointed y^e Townsmen or any fve or six of them to p^rpare y^e lift against y^e next Generall Assembly according to Law.

* Daniel Hall and Thomas Trowbridge had married, respectively, Mary and Sarah, daughters of Henry Rutherford and his wife (now Mrs. Leete).

AT A MEETING OF Y^e FREEMEN TO CHOOSE DEPUTIES FOR THE NEXT
GEN^{ll} ASSEMBLY THE 28 OF SEPTEMBER 1674

Leutenant Thomas Munfon & Jn^o Cooper fenior were Chofen
deputies for y^e Generall affembly in october next.

AT A TOWNE MEETING HELD ATT NEWHAVEN NOVEMBER Y^e 23 1674

The orders of y^e Laft Towne meeting were read.

The orders from y^e Laft generall court wer read & puplified.

Abraham Dickerman & Mofes Manfield made retorne of there
veiwe (w^{ch} was appointed y^e Laft towne meeting) of a peece of
ground propounded by Ralph Loines, and informed the Towne
they faw noe inconvenience it would be to y^e Towne to grant
unto y^e fayd Ralph about two acres of Land, at y^e place hee
propounded for it.

The Towne by vote granted unto y^e fd Ralph Loines about two
acres of Land at y^e foote of the great hill on this fide his houle,
& appointed the Townsmen to fend fom to ftate it out and to
prouide for high ways and paffage into the woods about it.

[181] The Towne by voet chofe Sammuell Alling to bee Keeper
of the brand booke, and to performe that fervice according to
Law, and allfoe they did appoint John Potter to brand and marke
Horfes on y^e Eaft fide according to Law, and to fend and fignifye
what Horfes hee marks or brands to the keeper of y^e booke and
the Keeper of the book to enter them.

Abraham Dickerman propounded to y^e Towne that they would
prouide a perfon to Keep the ordinary, for hee was difcouraged
& could not goe on.

M^r Nicolas Augur defyred Lybertye of the Towne (for con-
ueniency of fencing his Land at y^e Beuo^r pond) that hee might
run his fence ftraight ouer fom point or points of the common,
w^{ch} would take up about y^e quantity of three Roods of Land, and
hee fhould Leaue out to y^e common fom of his owne Land.

The Towne by voet granted to y^e f^d M^r Augur his requeft
therein.

The Townsmen acquainted the Towne that they were in con-
fideration of repaying the bridges, the repaying of w^{ch} wth

other expenſes of the Towne would need at Leaſt one raet to bee granted and Leuied;

Upon which y^e Towne by voett ordered one penny raet upon the pound of all ratable Eſtate to bee payd by y^e feuerall inhabitants, unto the Towne Trefurer, ſomtime before the firſt of march next.

The committee for feating in y^e meeting houſe, read unto the Towne what they had done in feating of perſons, eſpecially reſpecting the fore gallery.

Joſeph Allſup Ju^r, deſyred y^e Towne would give him a peece of Land before Jn^o Glovers houſe to ſet a houſe upon, which motion the Towne appointed the Townſmen to ſend ſom from amonge themſeauls to veiſ the place and make returne the next townſe meeting.

S^t Jeremiah Osborne requeſted of the Towne that they would bee pleaſed to grant him Leaue to take his ſecond deuifion beyond the miell Brooke toward Richard Sperryes fence.

Jonathan Tuttle mooued that ſom courſe might bee taken that the necke might bee Layd out, that perſons might know theyer owne Land.

The committee appointed by y^e Towne (in June laſt) to ſpeak wth M^r Alex. Briant* about y^e ſwamp called Lebanon, and about purchaſing any Lands therabout wthin o^r Towne bounds, &c. now acquainted the Towne that they had been wth y^e ſd M^r Briant, and that he had ſhewed himſelfe willing, and that hee would take any oportunyty hee could to purchaſe ſuch Lands as are unpurchaſed, and for y^e ſd Lebanon ſwamp he brought forth y^e deed he had of y^e Indian, and paſt his right therin and affigned it to y^e ſaid comittee for y^e uſe of the Towne of Newhaven, which deed wth y^e affigment wer read to y^e Towne: It was deſyred by ſom that y^e deed might bee recorded, which here followeth:—

This wittneſſeth that I Nahantond haue ſold unto Alexander Brian of Milford a ſwamp Lebanon with all the Trees and Timber upon itt, both ſmall and great, for him & his heyers quietly to inioy for euer: The aforeſayd ſwampe is wthin y^e bounds of Nacatuncke:† And y^e ſayd Nahantond beeing the right

* Preferably, Bryan.

† Nacatunck = Naugatuck.

owner of itt, and am a Nacatunck Indian, doe hearby affirme the faell of the fayd Swampe from the claime of any other Indians, to y^e which I haue fsett my hand this 6th of September 1664, and doe acknowledge to haue rec: thirty fhillings, in full payment of the fame; the Swamp, it is called Lebannone.

The mark of Nehantond.

O

Witneff,
William Eaft
Samuell Baldwin

I the abouefayd Alex^d Brian doe Affigne this abouef^d Deed unto y^e committee of Newhauen, for y^e ufe of y^e fd Towne of Newhauen, and doe hearby make ouer my right therunto, to y^e fayd Towne of Newhauen, as witnes my hand this 19th Nouember, Anno 1674.

Alex^r Bryan

witneff

Alex: Bryan Junior
Nicolas N S feuer Smith
his marke

This is a true record of y^e originall, examined by mee,
John Nafh: Recorder.

[182] AT A TOWNE MEETING HELD AT NEWHAUEN Y^e 28 OF
DECEMBER: 1674

The orders of y^e laft Towne meeting were read.

The Towne was informed that y^e maine end of appointing this meeting was to choofe conftables, w^{ch} according to Law was to be befor y^e 1 of Janu^{ry}.

The Towne confiddered y^e former order about attending Towne meetings as y^e pennaltye,* and did now order that all perfons that are inhabitants attend in theyer perfonall appearance all Town meetings (upon due warning) at y^e houer appointed, and upon defaulte or not attending y^e fame, as a pennalty for fuch defaulte,

* See N. H. Records, ii, 172.

for Late comming or disorderly departing (y^t is to fay wthout Lyberty craued & obtayned), to pay as a fine to y^e Towne trefury one fhilling, and for totall abfence two fhillings.

John Cooper fe^r acquainted y^e Towne that himfelfe & W^m Bradlye had veiued the peece of Land that Jofeph Allfup Ju^r propounded for, according to the order of the laft Towne meeting, and they did not fee any inconvenience it would be to y^e Towne to grant y^e fd Jofeph his defyr, wherupon the Towne by vote did grant unto y^e fd Jofeph a peece of Land at y^e place propounded for to fet a houfe upon, and did appoint y^e fayd Jn^o Cooper & Will Bradly to ftate it out, & to fee that ther bee at Leaft three rods left for high ways.

S^t Jeremiah ofborne againe propounded & defyred that the Towne would fhew him that fauor to grant him Liberty to tak up his fecond deuifion aboue y^e mile Brooke by Richard Sperryes fence.

Mofes Manffeild and Jofeph Allfup fenir wer chofen conftables at y^e Towne, and Mathew Moulthrop at y^e ftony riuer, for y^e yeare enfuing.

John Potter (who was for y^e eafe of y^e inhabitants appointed (the laft Towne meeting) to brand horfes on y^e eafte fide) was now appointed, to have fix pence apeece for thofe he brands, and fouer pence to be payd to y^e Keeper of y^e brand booke for recording fuch as y^e fd Jn^o fhall tranfmitt unto him to be recorded.

Jn^o Potter propounded to y^e Towne to giue him a peece of Land of fouer Rod fquare upon the common neare his owne Land, to cacth horfes in to brand: The Towne by vote did grant it to him

Jn^o Potter on y^e behalfe of y^e inhabitants at ftony riuer againe propounded to haue Lyberty to doe theyer days works at y^e high ways on theyer owne fide, they hauing a purpofe to make y^e way good at y^e great fwampe, as alfoe that they might haue Lyberty to cutt y^e brufh of y^e common according to y^e Law. The Towne granted to thofe inhabitants Lyberty as they defyred in both, and left y^e ordering of the high ways worke to y^e ouerfight of the furveyers, and y^e cutting of the brufh on that fide to bee ordered by the Townfmen

The Colony Trefurers warrant was read for y^e payment of raets and y^e conftables appointed y^e laft fecond day of y^e weeke

in January and y^e fecond fecond day of y^e week in february next to be broght in to y^e warehoufe that was Mafter Baches

John Cooper, fe^r, acquainted y^e Towne that y^e place by y^e frefh meddow toward ftony riuier, wher he had his Land formerly granted him, was now all taken up by cap^t clark late laying out his Land, foe that it was not there for him, and now defyred Lyberty of the Towne to take it up toward Solitary cove. The Towne by voet granted his defyer, giving Lyberty to tak his proportion of land ther, & appointed Mofes Manfield & Matthew moulthrop to ftate it out and prouide fufficiently for high ways & paffages to woods and meddows

It was mooued & by fundry defyred that y^e bufynes about common lands might bee confiddered and brought to iffue, and it was propounded that y^e Lands y^t are capable of emprouement might bee deuided, and that lands y^t are rocky & incapable of emprouement might lye common, and that befor any deuifion be made, ther might a portion of land be appointed and ftated for the ftanding common of y^e Towne, as allfoe it was defyred that y^e committee would p^rpare theyer confidderations about fuch Lands & commons againft y^e next Towne meeting

The Towne by voete ordered that y^e proprietors in y^e necke, as allfoe of all fecond deuifions not yet Layd out, doe Lay out theyer Lands in y^e neck and thof fecond deuifions, wthin fix months time next following

[183] ATT A TOWNE-MEETING HELD AT NEWHAUEN Y^e 22: OF
FEBRUARY 1674.

After y^e reading of the orders of y^e Laft Towne meeting, M^r Joens acquainted the Towne that y^e occafion of calling y^e meeting was in refpect of the afflicting prouidence of god now befallen us in y^e burning of y^e mill, that foe it may bee confiddered that fom fpeedy courfe may [be taken] to haue a mill for y^e fupply of the Towne wth meall, & y^t Goodman Tod had defyred ther might bee a meeting called about it. And Goodman Tod was defyred now to fpeak what he had to propound to y^e Towne; after fom debate it was defyred y^e articles between y^e Towne and y^e owners of y^e Mill might bee read, after y^e reading of them.

It was propounded to Goodman Tod to know what his ententions wer, whether speedily to rebuild the mill; as allfoe to y^e Towne whether they had any thoughts of any other perfon, or if any other perfon or perfons would appeare to rebuild them. Goodman Tod defyred to fpeake and did informe y^e Towne how y^e ftate of things wer at y^e mill, that all y^e Mill ftones hee thought wer fpoild, &c. and that to y^e great charge he had beene latlye att to make y^e damme good, and making it to hold y^e water better then it had done for a long time, if not better then it did from y^e frft, and that it was hoped it might foe continue, and that now it would take up a great charge to fet up mill or mills againe, and he was discouraged in fom perticulars, in y^e couenant, and therfor did propound to underftand who were to bring theyer corne to this mill to grind, for if hee wer bound to keep a mill or mills to grind for y^e Towne, and y^e Towne not engaged to bring theyer Corne, but at Lyberty to grind wher they will, hee was not willing to goe on. After fome debate, ther wer three things that Goodman Tod propounded to confidder: frft as aforefayd, whether y^e Towne would engage the grinding of theyer corne to this mill, if by him rebuilte: Secondly that they would grant the Tole in grinding of Indian corne to bee a 12 pt of y^e bufh: and thirdly, that y^e Towne would grant him a raett for his encouragement to fet speedily about y^e worke, and to ennoble him to get it fooner ready for y^e fupply of y^e Towne.

And becaufe of y^e feafon and y^e meeting fomewhat fuddenly and unexpectedly called, and fundry of y^e inhabitants might haue noe notis of it, It was thought beft that another meeting bee appointed & warned, accordingly the next fifth day, w^{ch} will bee y^e 25th instant, at 9 of y^e clock in y^e morning, was appointed, and alfoe a Committee chofen to confidder of what Goodman Tod had propounded and to fpeak further wth Goodman Tod or any other perfon as they faw caufe, to p^rpare matters for y^e meeting.

The committee appointed were M^r Joens, M^r Bifhop, Jn^o Nafh & y^e Townfmen.

ATT A TOWNE MEETING HELD AT NEWHAUEN Y^e 25 OF FEBRUARY
1674

After y^e reading y^e orders of laft Towne meeting, & y^e names called, Goodman Tod defired to fpeak to y^e Towne, & fayd that

concerning the things hee propounded y^e laft meeting, 1. that y^e inhabitants to engage to bring theyer corne to his mill to grind, and 2. that he might take y^e 12th part according to the Law, hee defyred thof might be granted, and for the third hee did not preff for it, but if the Towne or any would bee helpfull to him hee fhould take it thankfully: M^r Joens acquainted y^e Committee appointed y^e laft meeting (to confider about y^e mill and fpeak wth Goodman Tod or any others) had had fpeech wth goodman Tod, & Goodman Tod had now declared y^e fubftance of theyer difcorf wth him, and therefore now defired that y^e Towne would iffue thof things y^t wer by Goodman Tod propounded. Ther-upon fom defyred that y^e agreement between y^e Towne and Goodman Tod might be read, and accordingly it was read; much debate ther was about y^e inhabitants bringing theyer corne to be ground at this mill, & not cary it elf wher. When y^e mill or mills are in a good ftate, fom declared themfelues bound to grind at this mill, fom thought themfelues not bound, and after it had been debated, The Towne by voet declared, That theyer fenf of y^e 6 article in y^e agreement or couenant between the Towne and Goodman Tod is that y^e inhabitants fhould bring theyer Corne to this mill to be ground into meall, & not cary it to another Mill, except in extraordinary cafes when they cannot com unto it; And for y^e fecond perticular propounded by Goodman Tod, (to witt) that hee might take a twelfth part out of Bufhell for grinding, The Towne by voet declared in y^e negative, and foe left it to y^e agreement; And for the third thing propounded by Goodman Tod, to grant a raett to him, it was told y^e Towne by the magistrate that they could not lay a raett on y^e inhabitants, but if any wer willing to bee helpfull in this laft, and y^e better to enable Goodman Tod to expedite y^e getting up of a mill for y^e fupply of y^e Towne, they might doe well; And it beeing put to voet for as many as wer free to afford that fupply and help as to y^e valew of a raett would declare it, and many did voet to doe foe

[184] The meeting was adiournd untill after dinner.

When y^e Towne came together againe in y^e afternoone Goodman Tod did defyer to know y^e names of y^e perfons that had voted to give him the help and aiftance they voted as aforefayd, and did defyer to haue it or much as might in worke that he might haften y^e buyfynes; and then y^e names were called and

thof that voted, wer noted, as alfoe what fom others would doe that had not voted.

John Potter, James Denifon, Samuell Hemingway, Matthew moulthrop, John Aultin, Nathaneell Hicthcock & Eliakim Hicthcock, defyred y^t theyer diffent from y^e act or voet of y^e Towne wherein they had declared theyer fenf of y^e fixth article in y^e agreement wth Chrifto: Tod might bee entred. They was told that they fhould haue propounded then when it was done, but now it was at an adiournd meeting, as allfoe they had voted in y^e Cafe, & that it was now to Laet.

The Towne by voet declared they did not approue theyer diffent fhould bee entred: yet Jn^o Potter and y^e ref^t urged that theyer defyer to haue theyer diffent entred might bee recorded, (w^{ch} was allowed of) and is hearby fignified.

Goodman Tod was againe defyred. to fpeak what hee would doe about rebuilding y^e mills, Hee answered that hee was not able to refolue wthout a little time of confidderation: The Towne therfore appointed a committee to receaue Goodman Tods anfwer, and in cafe Goodman Tod doe decline to rebuild y^e mills, y^e fd Committee¹ to treate wth y^e fd Tod about refignation of y^e place wher y^e Mill ftood, and what is ther for ufe againe, as allfoe to Treatt wth any perion elf to rebuild the Mills, and p^rpare confidderation for y^e Towne, and then to call the Towne together againe to confidder the matter.

The committee wer y^e magiftrats and Townfmen.

AT A TOWNE MEETING HELD AT NEWHAUEN Y^e 8th OF MARCH
1674/5

After y^e names wer called and y^e orders of laft Towne meeting wer read,

Mr Joens acquainted y^e Towne that Chriftopher Tod, had giuen his anfwer (to y^e committee) that hee purpofed & would goe on forth wth to rebuild y^e mills.

John Cooper Seni^r, hauing Libertye to fpeake, fayd he was forry that he fpake anything to his fon the laft Towne meeting day that might encourage them to moue to haue theyer diffent entred.

St Jeremiah Osborne, one of y^e Townsmen, acquainted y^e Towne that the Townsmen at theyer severall meetings upon Towne occasions had spent at y^e ordinary the last yeare 30^s, and it was like to bee about such a sum this yeare allfoe; and hee being Trefurer as allfoe hearing of som speeches as if they wer extrauagant that way, thought good to acquaint y^e Towne wth it, that if y^e Towne thinke not meet to allow it, the Townsmen would pay it themseules.

The Towne generally by voet appoued and allowed such moderate expenes for y^e Townsmen shoud bee payd by y^e Trefurer.

Leutenant Thomas Munfon* defyred to speake to y^e Towne somthing in respect to himselfe, and that hee had thought to haue spoken of it y^e last yeare, but it being a time of som trouble, and hee being appointed to som perticular service if need shoud bee, did then forbear; he had been a officer to y^e company Long, & in y^e place and office of a Leutenant unto y^e company, & had willingly serued to y^e best of his abylyty, but he finds such decays in himselfe, & therby unfitt to serue in y^t place & offic any Longer, & to manage it to his satisfaction: And therfore now did leaue y^e place to y^e Towne, wher he did receaue it, and that they may prouide another to supply the place. The Towne answered: They would defyre him to continue in y^e place & service untill som further considderation.

Mr Joens acquainted y^e Towne that it is well knowne that a part of Mr Hopkins his estate by Mr Dauenports order was left in y^e hands of Trustees for the encouragment of a schoole to bee kept in this Towne, to educate youth in y^e Languages, as y^e instrument left by Mr Dauenport will more fully shew, and that ther had been a Grämmer schoole for som time, but at y^e p^rsent ther was not, and y^e sd Trustees did desyer that for the future such a schoole may bee Setled, that may reach y^e forsayd ends, or elf the estate muft bee remooued elfwhere, and they had waited now 12 mo^{ths} wth a schoole that was not for those purposes; but to bee short theyer entent is that if Newhauen bee willing to encourage such a schoole they shall haue an acco^t of what y^e estate produceth yearely, and y^e instrument may be read, and they

* Thomas Munson was now about 63 years old; he died in 1685.

did defyre y^e towne would appoint a comitte, to treatt and confer wth them for y^e furtherance of y^e worke.

Som of y^e Towne sayd that they had heard y^e instrument read & knew it, and foe it was not read at that time

[185] And fom of y^e Towne answered that for an acco^t it had been defyred and Deacon Peck sayd the Towne had nothing to doe wth it; Deacon Pecke answered, that hee had done the best hee could to preferue the estate, and if hee did say y^e Towne had nothing to doe with it, hee spake wth respect to y^e principall, or that hee was not to giue his acco^t to y^e Towne, but that he was to giue his acco^t to y^e comitte, and y^t two years since he had gone pretty farr in y^e acco^t but not fully issued, and that now againe it is pretty neare a full acco^t, and allloe the Towne may take notis that two years since 140^{lb} was layd out in a purchase, 20^{lb} layd out in y^e repayers, and 50^{lb} was Lent to y^e Towne, and for y^e two Last years hee could not tell certainly how it stands.

Som answered concerning the 50^{lb} Lent to y^e Towne, the Towne had granted raets to pay theyer detts and in perticular for the discharging of that dett, and it not being done it was y^e Trefurers faulte.

M^r Joens againe defyred that y^e buyfynes of y^e comitte hee spake off might bee rightly understood, w^{ch} should bee to see y^e accounts, (he hoped they wer almost ready) & that upon veiwe of y^e accounts what advance is made and the Towne hath not had y^e benefit of whilft ther was a Grammer schoole; that then that w^{ch} is just may bee done, as allloe to confidder of future emproouement of y^e Id Estate, whether in y^e way it is, or by purchasing, or w^{ch} way best to secure y^e principle & make advance, but if y^e Towne will not haue a Grammer schoole, then they muft confidder what to doe wth y^e estate in theyer trust.

It was answered that y^e Towne had confirmed y^e fallery for fundry years and wer quiett, wthdrew it not, and after M^r Street left y^e schoole they waited one yeare and had noe schoole at all provided, nor any course taken to teach boys or youth in any kind of Learning, and y^e Towne being thuf destitute they thought it but duty to provide such a schoolmaster as they could, and y^e last Spring procured George Pardee to keep a schoole to teach youth to read English and y^e accidence and any Grammer ruels as farre as he could, and to write, and feuerall persons sayd they

found some fruit of his labour in theyer children & did defyre hee might goe on yet longer.

And for the Grammer schoole it wer to be defyred such a schoole wer settled for y^e education of youth to fitt them for puplike use in church or commonwealth, but at the present ther did not appeare such boys or youth foe to bee educated in y^e Languages, and the Towne had resigned theyer power (according to M^r Dauenports defyre or motion or order) to the committee who wer to act therin, and it was apprehended that M^r Dauenport did not expect a fallery from the Towne but only for a few years, but for y^e oisterhellfeild and M^{rs} Eldrids lott and y^e schoole house it was tendred unto y^e committee Long since, if they pleased to take it into theyer hands, and may if they please haue y^e benefits of the use & y^e encouragment of y^e fd Grammer schoole; but if besides the oisterhellfeild & M^{rs} Eldrids Lot, they would haue y^e Towne grant a yearly fallery, then it wer needfull y^e Towne might know what y^e committee will doe in a fetled way, and fixed that y^e Towne may know what to trust unto & not after a yeare or two or three to draw off theyer allowance and then y^e Towne bee upon a new trouble. After theef debates M^r Jones moued that this buyfynes might be left at y^e p^rsent.

It was defyred by som that y^e Towne might bee informed what y^e committee had done in way of p^rparation about y^e undeuided Lands for commons and a deuision, wherupon the writing containing y^e p^rparations of y^e committee wer read,

which is as followeth:

N. H. y^e 8. 12. 74: At a meeting of y^e committee appointed by the Towne to p^rpare matters for y^e Towns Confidderation respecting the stating of commons and Laying out a third deuision, & after confidderation of the buyfynes, concluded to propound to y^e Towne for confirmation as followeth: first for Commons, that y^e Lands between y^e Mill Riuer and y^e west Riuer (wthout y^e oxe pasture and Lands in proprietye) Lye for a standing common for the Towne, & to extend foe high Northward as y^e Brooke aboue y^e shepherds plaine, and wher y^e path runs ouer y^e fd Brooke, a Line westward or west and by North, as upon Triall may bee found, that it bee such a Line that will run one Miell aboue Jn^o Sackets, or more as y^e Committee Judgeth, And allfoe that other futable tracts of Land, in y^e feuerall parts of the

Township, bee stated out for Commons by a Committee appointed by y^e Towne [186] for that purpose, and y^e same committee to veiw what Lands are fitt to bee layd out in proprieties:

Secondly, for a third deuision they haue confiddered and Judge that persons and Estates of all orderly and approoued planters bee considered in y^e diftribution.

And first for estates they haue Confiddered the Estates of the first purchasers & proprietors, who had y^e right from y^e Native owners, y^e inhabitants and possessors of y^e place, and who according to theyer feuerall Estates then Entred & bore theyer proportions in y^e first adventure (w^{ch} was at a difficult time), as all after charges which were very great in y^e first beginnings, and doe thinke it is noe iustice that they should haue proportions according to the estate then Entred: yet foe it may maintaine Loue & peace amongst us, M^r Joens hauing voluntarily abated halfe his proportion,

The Committee doe thus advize, that for y^e greater sort of Lotts they bee abated on third, only none to be brought under 500^{lb} and all that wer 500^{lb} and under to hold theyer proportions, and for y^e smallest Lotts to haue according to theyer then putting in Estate, or as theyer estate is in the list at p^rsent, att theyer choyse;

And yet y^t any proportion shall fall foe small as that wth estate and heads it will not com unto 20 acres, yet to bee allowed twenty acres. For y^e proportions: To every 100^{lb} estate 20 acres, and according to that ruell in all proportions, And for persons fouer acres to y^e head: that is as afesed to all orderly allowed and approoued planters and as they wer admitted.

After y^e reading of these preparations of y^e committee there was a large and full debate, and after it had been debated, It was put to voett to Know y^e minde of y^e Towne, and it was by voet ordered that according to y^e draught, or modell that had been now read, the commons and a third (or another deuision) of Land should bee layd out. It was taken notis that y^e affirmative voet was y^e Maior voet, but yet becaufe som shewed themseuls not satisfiied, and it was questioned whether the affirmative wer the Maior voet, it was upon defyer put to voet againe, both affirmatiue and negative, and y^e affirmative voet was the Maior voet by three to one, y^e hands on both sides being numbred.

The Towne then proceeded to choose a committee to state out commons and veiw y^e Land about y^e Towne in all y^e parts of it,

and after theyer veiwe to informe y^e Towne what they haue done, and did by voet choofe and appoint: En: Jn^o Miels, Jeremiah: ofborne, Jn^o: Cooper Se^r, Sammuell: Alling, Jn^o Tomfon, Joseph Moff, Thomas: Tuttel, Daud: Atwater, Jn^o: Potter, Jn^o: Clarke, Jams Heaton, Allen Ball, and Joseph Manfeild, all of them or y^e maior part of them agreeing to fstate out y^e commons, and make returne of Lands fit to be layd out.

John Glouer complained to y^e Towne that y^e making of a damm in y^e creek below his houfe would damnifye him in his well & Lott.

It was by fom propounded and defyred that y^e fue quarters about the Towne may bee fdated and allowed for common feilds and under the law, and bee ordered according to Law: and when debate about it was ended, It was by y^e voet of y^e Towne declared & ordered that y^e aforefd fue quarters fhould bee common feilds and be under Law and ordered accordingly.

The Townfmen informed who wer to Keep callues to bee bred for bulls for y^e herds, and allfoe who wer appointed to burne y^e woods, as may bee feen in theyer records.

Sammuell Whithead, who was trefurer for y^e Towne in y^e year 1672, read unto y^e Towne in particulars feuerall difburfments in y^e Time of his Trefuryfhip.

AT A MEETING OF THE DWELLERS WthIN Y^e TOWNE TO CONSIDDER OF THE COMMON FEILDS AND FENCES, THE 26 OF MARCH, 1675.

The Townfmen acquainted y^e Towne that much of y^e fence about y^e feilds lay downe, and defyred fom courfe might bee taken to fecure y^e Corne on y^e ground and that which is to bee fowen, and it was defyred that eight veiwers for y^e feilds might bee chofen to veiwi y^e fences.

[187] The meeting by voet chofe and appointed William Paine & John cooper Ju^r to be veiwers of y^e fence about y^e Gouvernors quarter and y^e Little quarter;

And for Goodman Coopers quarter Jn^o Johnfon & Joseph Tuttle;

And for y^e yorkfhire quarter Enfigne Jn^o Miells & Jn^o Punderfon;

And for y^e fubburbs quarter Jn^o Herriman & Sammull Alling.

The meeting defyred y^e Townsmen to appoint what fences fhall bee about y^e feilds, and informe y^e veiwers and fett them to theyer work according to Law: The oath for y^e veiwers was referd to y^e next meeting of y^e Towne.

ATT A MEETING OF THE FREEMEN FOR Y^e CHOYCE OF DEPUTIES
AND Y^e PROXIES, AND ALLSOE A TOWNE MEETING HELD
AT NEWHAUEN Y^e 27 OF APRILL, 1675.

Leutenant Thomas Munfon and John Cooper Se^r wer chofen deputies for y^e Next Generall Court, and S^t Jeremiah Osborne y^e third man in cafe one of the first two fhould faill.

After y^e proxies wer ended, the Towne meeting was appointed in the afternoone.

The acts of y^e Laft Town meeting wer read.

M^r Jn^o Hodfhon defired the Towne would grant him a peece of Land (neare y^e end of M^r Baech his warehoufe) to fet a warehoufe upon, of y^e compaff of 26 foote one way and 18 foot y^e other way, And the Towne confiddering y^e motion appointed Sammuell Whithead & Jn^o Winton to veiwe y^e place & make report to y^e Towne at another meeting.

This meeting was informed what y^e dwellers in y^e Towne had done in Choofing veiwers for fences, &c. which they wer in fom fudden need of, becaufe y^t feed time was come and it was not wth convenience to call all y^e inhabitants together at that time.

And y^e orders and acts of that meeting were read to the towne, And then y^e Towne approoued and by vote confirmed them for Town orders.

Some fpake about y^e Necke and fom actings about it formerly refpecting M^r Sam: Baech & fom others, the records wherof may bee feen in Page 4 at a Town meeting Auguft 11 1662, And y^e Towne (finding that M^r Baech & others haue not appeared to fettle upon y^e fd Neck, and carry on a trade &c) They did by voete declare y^e grant of y^e Neck to thofe Gentlemen to bee null & voyd.

M^r Joens acquainted y^e Towne of a great damage fallen upon y^e Indians in y^e burning theyer fences about theyer corne feilds, and did moue that the Englifh who haue meddows lying wthin y^t

feild fence, & foe are fecured, that they would help to make up y^e f^d fence

The veiwers of fences complained that according to y^e direc[tio]ns they had receaued from y^e Townsmen about y^e fences, theyer worke was difficulte to bee attended to a iffue, wherupon the Townsmen were defired to confidder y^e buyfynes & fettle it and giue y^e veiwers order that they may goe on in theyer worke,

The Towne ordered that y^e Guard upon y^e fabbath fhall bee caryed on by fquadrons as formerly.

L^t Thomas Munfon acquainted y^e Towne that y^e order about ringing of Hogs was neglected, and if it bee not remedied it would bee complained of unto y^e County Court.

John Cooper fenior, William Bradlye, Jeremiah ofborne, John Winton, Abraham Dickerman, Henry Glouer and Mofes Manfeild wer chofen Townsmen for y^e yeare enfuing, but Mofes Manfeild did not accept, and obiected that hee being conftable he could not ferue in that truft; it would bee to heauy a burden for him, as allfoe that it was told him when hee was chofen conftable (he then being a Townfman), that ther would bee a new choyle of Townsmen in Aprill, and then hee might bee freed from Townfman, &c. Wherupon y^e Towne by voet freed him and chofe Leaut Thomas Munfon for a Townfman for y^e enfuing yeare.

John Harriman was chofen Trefurer for y^e yeare enfuing.

John Nafh was chofen Recorder for y^e yeare enfuing.

[188] It was by y^e military officers propounded to y^e Towne that ther might bee a fupply made of diuers things wanting for y^e military company, and y^t ther might bee a furnifhing of them, (and y^e rather becaufe of y^e Generall Training at y^e latter end of y^e fummer) as wth Drums, Colour^d pieks. & fom Gun powder allowed, &c: The Towne appointed the Townsmen to aduize wth y^e Military officers, and confidder y^e buyfynes, and at y^e next meeting acquaint y^e Towne wth what they haue done and is neceffary yet further to bee done in y^e cafe, out of y^e Towne Trefury.

Abraham Dickerman fpake to y^e Towne and told them hee had formerly giuen notis of his Laying downe y^e ordinary, and had defyred y^e Towne to prouide another perfon to keep it, and fayd hee was not prouided to cary it on, and that hee would not run y^e hazard of breach of Law, or inconvenience, by his keeping

it at present, being not provided as is necessary for such a buyfynes: The Towne answered that it was now Laet and many gone, therefore desired him, to Let y^e matter alone untill another meeting

ATT A TOWNE MEETING HELD AT NEWHAUEN Y^e 14. JUNE 1675.

The Generall Courts orders wer read

M^r W^m Roswell desired the Towne to grant unto him a small peece of Land of about twenty and two foote wide, from the corner of his Garden fence, to set a bound upon. The Towne hauing heard M^r Roswells motion, and allfoe feuerall persons declaring that they did not apprehend it would be any inconvenience to grant it: did by vote grant to y^e sd M^r W^m Roswell his desyer therin, and did appoint S^t Samuell Whithead and S^t Jeremiah Osborne to state out y^e Land and to make report of it to y^e next meeting of y^e Towne

The sericants & foldyers complayned that ther wanted convenient Roome for y^e guard upon y^e sabbath to fit in y^e meeting house, and did mooue to haue y^e Laft of y^e mens seats to bee appointed for y^e fouldyers. After it had been a while debated, It was by vote appointed that y^e Laft of y^e seats shall be for y^e guard on y^e sabbath to fit in.

M^r Jn^o Hodfion mooued to haue y^e issue about y^e Land he had propounded at y^e Laft Towne meeting; Therupon the persons that y^e Towne appointed to veiue & make report wer called, but not both of them present, and noe more done at that time

William Wooden Junio^r was chosen Heyward for y^e yorke-shier quarter for this yeare.

ATT A TOWNE MEETING HELD AT NEWHAUEN Y^e 2 OF JULY 1675.

M^r Joens acquainted the Towne that y^e occasion of calling the meeting soe suddenly was concerning y^e rising & outrage of y^e Indians in Plimouth colony, at seacunck and swanfy, &c. which was informed by Lett: (sent from the Narragansett Countrey, &c) to y^e Gouverno^r, the copies of w^{ch} wer sent to us, that wee confidder &

p^rpare in time against y^e Common danger. The copies of those Lett: wer read unto y^e Towne, and after y^e reading of them, that y^e Towne understood y^e great mischeeff y^e Indians had done upon y^e Englifh in those parts, It was mooued that euery perfon now would bee quickned to haue his armes ready by him for his use & defence. And it was advized that those who liue abroad at y^e farms, to be carfull not to straggle abroad into y^e woods, at least not yet, untill wee haue further intelligence of y^e Indians motions, and that they keep a watch in y^e night, to discouer danger, and upon intelligence of danger to gett together to stand for theyer defence at y^e farms, or elf to com to y^e Towne. And allfoe M^r Joens further informed that Philip y^e Indian was a bloody man, and hath been ready formerly to break out against y^e Englifh, but had been hitherto restrained, but now Warr was Broke forth & begun, and it is likely muft bee profecuted, and o^r danger may be great by y^e scattering of those Indians. As allfoe y^e Towne was informed that y^e Magiftraets had had Speech with our Indians, and they denyed any Knowledg of Phillips motions, neyther did they like them, And allfoe sayd they had noe men gone that way, and that they would keep at home, and would giue us any intelligence they meet wth, and that if any strang Indians com unto them, they will informe us and not harbor them.

[189] The Towne ordered that an account bee taken of y^e Indians, how many men they are and wher they are, and Matthew Moulthrop (who now tooke y^e conftables oath) was to warne them and looke after them.

It was ordered that ther fhall bee a military watch kept at y^e Towne, at y^e p^rsent only a fingle watch according to y^e former custom and orders. And allfoe y^e Towne did defyer and appoint y^e Magiftrats and y^e Military officers as a committee to increafe y^e wach and appoint wards in y^e day and fcouts as need may be and they Judg convenient.

AT A TOWNE MEETING HELD AT NEWHAUEN Y^e 6. OF SEPTEMBER
1675.

M^r Joens acquainted y^e Towne y^t y^e occasion of calling y^e Towne together was y^e Intelligence com from Hartford of further

mischeefe don by y^e Indians about pocomptucke,* and that y^e rest of y^e fouldyers wer sent for to march up to Hartford, &c, and allsoe to publishe som orders from y^e councill w^{ch} orders wer published.

Cap^t William Roswell, L^t Tho: Trowbridge, M^r Tho: Yaell, M^r John Hodfion, Jn^o Cooper senio^r & william Bradly wer chosen Listers.

The sorting of persons to attend y^e order of y^e councill, (to witt) to worke in companies, was recommended to y^e farmers to agree of theyer companies to theyer best convenience & it was desired that the Townsmen would take care of that buyfynes of working in companies if the inhabitants doe not attend it.

AT A TOWNE MEETING HELD AT NEWHAUEN Y^e 24 SEPTEM^r 1675.

After the names wer called: M^r Joens acquainted the Towne that y^e reason of calling this meeting was because that y^e meeting that had been upon y^e 13th of this month was objected against as not legall & orderly, becauf all inhabitants had not been warned, and y^t therfor y^e committee then appointed about som fortification could not goe on in y^e worke wth satisfaction to themseuls, and that y^e report hauing gone about y^e Towne of y^e illegalty of that meeting was the reason that yet nothing was done about what y^e Towne then debated; and that now y^e Towne might confidder y^e buyfynes, whether they would haue any such fortification or not, and y^t they would speake theyer minds and put y^e buyfynes to an issue whether any fortification or not.

In debate of y^e matter som spake to fortifye w^{thout} y^e Towne at feuerall places, & soe saue y^e whole; others thought y^e charg would bee to great, hauing other great charges; in y^e issue y^e Towne desired a committee might be chosen to confidder of & make som fortification, at least at y^e meeting house.

The Towne by voet did desire & appoint M^r Will^m Joens, M^r Jams Bishop, Cap^t Will^m Roswell, L^t Tho: Trowbridge, L^t Tho Munfon, Jeremiah Osborne & Henry Glouer (allsoe they desired Jn^o Nafh) to bee a committee to confidder of and erect som

* Pocomptucke = Deerfield, Mass.

fortification at the meeting house, as had been spoken off, or allsoe in any other place or places about y^e Towne as they or the Major part of them shall agree, and the charge of such work soe appointed by y^e f^d committee to bee payd by the Towne Trefurer

Allsoe y^e Towne by vote defyred & appointed Cap^t Will^m Roswell to p^rpare y^e Great Guns, or soe many of them as is necessary, to bee fitt. for service, y^e charge of it to be payd by y^e Towne Trefury.

The Towne confiddering y^e present commotions & o^r danger, by voet appointed (whilst these exercises are on us) that all the Inhabitants bring theyer arms & ammunition to y^e meetings upon the Sabbaths & other publike days, upon y^e pennalty of one shilling for every default, except good reason be giuen (upon y^e examination) to y^e contrary.

AT A MEETING OF Y^e FREEMEN Y^e 4 OF OCTOBER 1675.

Serieant Jeremiah Osborne and William Bradley wer chosen Deputies for y^e next Generall court, Henry Glouer y^e 3 man.

[190] ATT A MEETING OF Y^e DWELLERS IN Y^e TOWNE, THE FARMS NOT BEING WARNED: Y^e 12 OCTOBER 1675.

The orders of y^e Laft Towne meeting wer read.

Mr Joens acquainted y^e Towne that y^e cause of calling y^e Towne together was y^e fad Tidings that was com unto us of y^e burning of Springfeild and som persons flaine by y^e Indians, and therupon y^e Committee w^{ch} y^e Towne had appointed to confidder of fortifying for defence, thought (having had som conference of that matter) it necessary to call y^e Towne together to acquaint them what thoughts they had had, that befieds what was doing at y^e meeting house, that it might bee usefull to make som fortification at each streete and at y^e angles of y^e Towne, & fortifying som houses, and allsoe ther had been speech of fortifying about y^e Square of y^e Towne wth a line of pallisadoes or poells on y^e side

of y^e quarters, & now hee defyred them to confidder & fpeak theyer minds.

Upon debate of theef things it was propounded and ordered that at y^e ends of y^e ftreets & at y^e fouer angles thof fortifications or places of fhelter againft y^e fhott of an enemy fhould be fet up as y^e comittee fhall appoint, and y^e perfons in y^e Towne to work freely at it untill they wer finifhed.

It was propounded and by voet ordered that all fmall wood brufh and underwood in y^e quarters, to halfe a mile diftance from the fquare of y^e Towne, bee by y^e proprietors forthwith cutt downe & cleared away, foe as it may not bee a fhelter to Indians to creep in a fculking manner neare y^e Towne, and if y^e owners or Improuers of fuch lands doe not attend this order, Then it fhall bee free for any other perfon or perfons after y^e 18 day of this month to cut downe and cary away any fuch wood, and y^e like to bee attended allfoe on all high ways or commons w^{thin} halfe one mile of y^e Towne as aforefd.

AT A TOWNE MEETING HELD AT NEWHAUEN Y^e 18th OF OCTOBER.
1675.

Mr Joens acquainted y^e Towne that y^e occafion of this meeting was the danger wee are in, according to y^e intelligence y^t commeth unto us, as by Lett: from Maior Androf to y^e Generall court is informed, that ther is a ftrong confederacy amongft y^e Indians in thef parts againft y^e Englifh, and that o^r pretended freinds are in y^e plott, and that this light moone they did intend to attack Hartfurt and fom other places as farr as Greenwich; as allfoe Maior Treate informs that y^e Narroganfets are in great preparations for warr; allfoe the Generall Court and Councill doe advize all the plantations to fortifye themfeuls y^e beft way they can againft y^e common enemy; And therfore it is o^r duty to ufe all means for o^r defence and to doe it unanimoufly; allfoe acquainted them that the committee had veiued fom houfes for fortification, & defyred it might bee fpeedily attended:

In y^e debate upon y^e matter fom propounded for fortifying fom houfes firft, others propounded and thought it better to fortifye with a line about y^e Towne; It was put to voet w^{ch} fhould bee

done first. And y^e voet was to Garifon fom houfes first, and then in a second voet it was agreed and ordered that ther should bee a line of fortification made about ye Towne, as had been spoken of from y^e Committee in a former meeting.

It was voted and ordered that y^e fortifying of houfes should be done by y^e owners; and for y^e charge of y^e line about y^e Towne it was by a generall voet agreed it should be done by y^e pale, in fom equall way according to theyer raets, & foe left it unto y^e committee

John Nafh defyred y^e Towne becauf of his many preffing occafions to free him from being one of y^e fd committee, and that hee might y^e better bee helpfull unto diuers for publik benefitt.

M^r Jn^o Hodffhon, M^r Nicolas Augur and John Cooper fenior wer chofen and appointed to be of y^e committee for fortifications, and they with y^e ref^t befor chofen to confidder all things about it & cary it on

Complaint was made that y^e orders made y^e laft meeting for y^e cutting downe under wood, brufh &c in y^e quarters was not attended, and that fom cut away y^e beft wood but did not cleare y^e brufh away. The Towne now ordered that what was then ordered in that cafe bee forthwith attended, only three days longer was granted for y^e doing of it, and a weeke longer then y^e time then fet granted to M^r Bifhop, becauf he was at y^e court; and allfoe it was ordered that perfons doe cleare all fuch brufh, not to take away y^e beft & leaue y^e ref^t, and that whofoever doth cleare away any wood as aforefd and not cleare alfoe as it may not fhelter Indians, &c. fhall pay 10^s for euery defaulte.

[191] ATT A TOWNE MEETING HELD ATT NEWHAUEN Y^e 30th OF
OCTOBER 1675.

The orders of y^e laft General Court were publifhed.

The orders of y^e Laft Towne meeting wer read.

M^r Joens acquainted y^e Towne with what was orderd at y^e laft Towne meeting concerning Garrifonning fom houfes in y^e Towne, but as yett little was done y^t way, and that y^e Committee thought it beft to carry one y^e line of fortification about y^e Towne, and

had begun upon it, but that allfoe went flowly forward, and the committee had had fom confidderations how to expedit y^e doing of that worke, and did defyer it might bee attended to bring it to fom good iffue; the committee had thoughts that euery inhabitant fould doe his proportion in y^e fd line, according to his Eftate in y^e Lift, and that euery one make according to y^e quantity of fouer rod to a 10^s raete, only the farmers to bring into place as much fitt and futable wood as will make theyer proportions, and y^e guard to fett it up.

The deputy Gouvernor beeing prefent in y^e meeting fpak much to y^e encouragment and advizing y^e inhabitants to goe on with y^e worke and to doe it wth unanimy, feeking y^e fafty of whole as farr as may bee, but efpecially as in y^e naturall body y^e hands & all y^e members feeke y^e fecuring of y^e heart.

And after ther had been a larg debat about y^e matter, and hauing now heard y^e order of y^e laft Generall Court w^{ch} enioyns euery Towne to fortifye and to choof a committee for y^e purpofe, &c.

It was ordered & appointed that y^e committee formerly chofen for that worke fould fend the committee to cary on y^e fortifications, and allfoe ordered that y^e Inhabitants fould doe theyer proportion in y^e fd line according to y^e quantity of fouer rod upon a 10^s raett, as it had been propounded, and that thofe that haue wrought allready in y^e worke fould bee confiddered.

It was propounded by and on y^e behalfe of y^e dwellers at Stony Riuer and South end that y^e committee would confidder theyer cafes, and to appoint or advize them what fortifications may bee neceffary for y^m.

It was ordered that for y^e p^refent the courts of guard and waches be kept at fom places on y^e outfieds of the Towne, and the places of y^e guard and the walks of y^e waches to be changd or altered as y^e military officers fhall appoint.

Goodman Harriman acquainted y^e Towne that y^e fentinells going dayly upon his houfe* upon y^e platforme did doe him fom dammage breaking or remouing y^e fhingles, (they being decayed), foe that y^e water cam the mor into y^e houfe, and did propound that if the Towne did thinke it for theyer convenience

* John Harriman's house was one built by Deputy-Governor Stephen Goodyear on Chapel Street near Temple. (Cf. N. H. Records, iii, 397.)

to make use of his house that way, that they would do something in helping him to cover it. The Towne having heard w^t was sayd answered to y^e sd Goodman Harriman that what he had said was considerable: and therfor the Towne did desire & appoint the Townsmen to advise about the matter and speak wth Goodman Harriman and to do as they shall see good reason and cause for

ATT A TOWNE MEETING HELD AT NEWHAUEN Y^e 20th OF DECEMBER
1675.

The orders of the last Towne meeting were read.

Mr Joens acquainted y^e Towne that y^e occasion of y^e meeting was to choose constables, and alsoe it being a time of much buyfynes desired they would choose such as are fitt and dwelling neare thos in place, that buyfynes might bee the better caryed on; som of y^e Towne desired to know whether those formerly chosen constables and refused to serve had paid theyer fiens. Thomas Sanford was called to know whether he had paid his fine, he answered, noe man demanded it of him.

Ephraim How & Jams Heaton wer chosen constables for y^e year ensuing, and Sammuell Hemmingway at y^e iron works.

Ephraim How not being in y^e meeting, Jams Heton went to him and when he came backe to y^e meeting informed that he had been wth Bro: How and did understand from him (upon his telling him he was chosen constable) that he would not hier nor pay a fine, but would serve y^e [192] best he could while he was in y^e Towne, but he was not in a capacity now to com forth.

Jams Heton was called upon to take his oath, but he was unwilling, except ther wer another Constable chosen that may attend y^e worke, becauf Ephraim How would goe to sea in y^e summer.

It was propounded to y^e Towne that for this turne they would spare Ephraim How, or elf make choyce of a third to be added; and both of them wer voted, but issued in y^e negative.

Jams Heton againe was called on to take y^e constables oath, but refused and said he would leaue himselfe to y^e Law, and y^e law was then read to him.

Then y^e Towne proceeded to y^e choife of another for constable, and John Paine was chosen, who then tooke y^e constables oath.

Leutenant Thomas Munfon was chofen commiffary in this Towne.

Leutenant Munfon told y^e Towne that he had y^e laft yeare fpoken to y^e Towne to lay downe y^e offic of a L^t, and he being loth to fee foldyers goe forth and officers ftay at home (efpecially in this towne which hath y^e greateft number in y^e countye) his fpirit would not beare it, and therfore defyred fom other may bee chofen that may be fitt to goe forth, and may be iudged foe by others, and he gaue this warning to y^e Towne that they would not look on him for that place.

Leutenant Munfon one of y^e Townfmen on y^e behalfe of y^e Townsmen informed that they had confiddered y^e Trefure of y^a Towne and had fpoken wth y^e late Trefurers (whoſe accounts are not yet audited), but yet foe farr as they haue lookt into them, that they doe fee a need of a penny raet to be granted at this time, w^{ch} they hope may ferue at y^e p^rſent, though they doe not thinke it will cleare all depts, and allſoe that y^e Towne would appoint two or three to Audit the acco^{ts}.

The Towne hauing heard what was propounded from y^e Townfmen and hauing confiddered, by voet granted and appointed one penny rate to bee payd to y^e Towne Trefurer or his order at y^e priſes as formerly, ſome time before March next:

And for Auditors of y^e Trefurers acco^{ts}, y^e Towne by vote defyred & appointed the magiftrats and Townfmen, to Audit & iffue the accounts of thoſe former Trefurers (to witt Jn^o Punderſon, Sam: Whithead and Jeremiah ofborne) ſometime this monthe or y^e next at furtheft.

The walks of warders on y^e Sabbath was left to y^e military officers

And for the wacthes the Towne confiddering y^e feaſon, the nights long and cold and often times tempeſtuuous, ordered for y^e preſent that ther ſhould bee a M^r and fouer men, and as y^e feaſon will permit to walke about in turns and in ſtormy and tempeſtuuous weather that fentinels doe looke out at y^e feuerall guard houſes y^e beſt they can.

Complaint was made that y^e orders for y^e cutting up y^e bruſh in y^e quarters about y^e Towne was not attended and that ther had need of fom perſons to bee appointed to fee that work be attended, And after fom confidderations The Towne did make null & voide the former orders about it; And did order for y^e

future that all brush or underwood be cutt downe & disposed of that it may not bee a shelter to hide y^e enemy, and that every proprietor of lands in any quarter or lot within halfe a mile of any houses of y^e Towne shall cutt and destroy all brush as aforesd, or caus it to be done, upon all his Land wthin y^e sd limits, and upon all banks between neighbors and upon all high ways, every man against his owne Land, and this to be done som time before y^e first of february next, upon y^e pennalty of one shilling, for each rod that is not soe cleared, and for any parcell les then a rod one shilling; and they appointed Timothy ford for those quarters on y^e west side y^e creeke, Jn^o Punderfon in his quarter, Jn^o Cooper Junior in the quarter befor his house, M^r Joens Land and little quarter, and Samuell Tod in y^e quarter he liueth in, to veiwe if it be soe done and to make complaint of defects, and they to haue one halfe of y^e fines for theyer pains, y^e other halfe to goe to y^e Towne.

AT A TOWNE MEETING HELD AT NEWHAUEN Y^e 12. OF JANUARY
1675.

After y^e orders of y^e last Town meeting were read M^r Joens informed the Towne that y^e Magistrats had spoken with Ephraim How to take y^e Conftables Oath, but for som reasons with him hee refused, and for y^e fine he shuold Leaue himfelfe to y^e Magistrats or Court when called to answer for his refusall; y^e sd Ephraim being in y^e meeting was again asked to take Oath but refused. M^r Joens further told y^e Towne that he had spoken with Jams Heaton (who was chosen Conftable y^e last meeting but then refused) and hee found him not unwilling (now ther was on chosen [193] and in y^e office that was like to abide constantly in y^e Towne) to serue in that worke and therefore it was now desired to know y^e Towns mind whether they will accept of Jams Heton or choose another. It was asked Jams Heton whether hee shoud bee at y^e Towne. Hee answered he would not wthdraw himfelfe, and that hee would contriue to bee at Towne as much as he could, And then it was put to voet whether they would accept of y^e sd Jams to bee conftable for y^e yeare ensuing, and it was voted in y^e affirmative, and y^e sd James then tooke y^e Oath

M^r Joens further acquainted y^e Town of an order com downe from the councill for raising of wheat out of theef two western

Countyes* for recruct of y^e army, and other places had fupplied wheat feuerall times allready, and Nhauen had been fpared, but now ther muft be fom raifed here, and Southend farmers wer fpoken unto to be helpfull herein; Jams Denifon & Jn^o Tomfon very redyly engaged to prouid each of them 10 bufhels, Nathaneel Hitchcock 3 bufhells, and fom other of thof farmers did promis to fupply what they could, and conftable Sam: Hemingway was appointed to fee what quantity could bee raifed at thof farmes and to get it in readynes for y^e country ufe when it fhould bee called for & to make returne to y^e Magiftrat what quantity hee could get ready ther.

It was propounded by fom about y^e wach, that it was very afflicting, the nights being long and cold, allfoe that it expended much wood to a confidderable charge, and therfor defyred that at y^e prefent it might ceafe, and that it might bee left to y^e Magiftrats and military officers, to fett y^e wach going againe as they fhall find occafion or upon any approaching danger, and y^e Towne by voet ordered it foe to bee.

It was mooued by fom for liberty to cutt wood upon y^e commons wthin y^e two miles, and pleaded that y^e wood was cutt away by fom men, and others, becauf of y^e Towne order, did not, though they needed it as much as thof that did cut upon thof commons contrary to order, it being a difficult time to goe farr of for theyer prefent fupply; but fom others wer of another mind, & fpake that thofe who had done contrary to order therin might bee called to account for theyer tranfgreffion, and noe lyberty was then granted.

ATT A TOWNE MEETING HELD ATT NEWHAUEN Y^e 7 OF FEBRUARY

1675

The laft Towne meeting orders were read.

M^r Joens acquainted y^e Towne that y^e caufe of calling y^e Towne together was partly to informe y^e Towne of the Trefurers warrant for the gathering in of y^e Country Rate, And the conftables puplished it to y^e inhabitants & appointed them to bring in theyer

* For the division into counties, in 1666, see Colonial Records of Connecticut, ii, 34-35.

rate to M^{rs} Hall* her warehouse upon the next 2^d day of y^e weeke, which will bee y^e 14th of the present M^o, and y^e 2 day of y^e weeke next after that w^{ch} will bee y^e 21: instant

The Towne Trefurer (Jn^o Harriman) gaue notice to y^e Towne that they would bring in theyer Towne rate to him this weeke, or the next at the furtheft.

It was propounded that now y^e winter Seafon (which had hindred y^e finishing of y^e fortification about y^e Towne) wearing off, that now it might goe forward againe and be perfected, and that the present state of things as to y^e Warr calls for attendance of that worke, especially the Narroganfett appearing in such hostilitie, and y^e Laft intelligence to the Councill at Hartfurt was that y^e enemy doth scatter into feuerall small bodyes to disperf themfeuls into y^e country, and they being hungry will feeke for supply and the confidderation of what dammage may com fhould haften us in o^r duty to bee in y^e ufe of means the beft we can for o^r fafetye. Hearupon the Towne generally defyred that it might bee attended and y^e committee was to meet to fet it forward.

It was propounded that a packer might bee chofen; the Law requiered ther bee one in y^e Towne and at p^rent ther was none.

Phillip Leeke was chofen Packer and tooke Oath for a faithfull discharge of his trust according to y^e beft of his skill.

The Wacth that had been left for fom time was now fpoken of to be fet going, and it was left to y^e Magiftrats and military officers, for what wacth and when to begin

The order that appointed y^e brufh to bee cutt downe in y^e quarters by the 1 of february was now prolonged unto y^e laft of this present february, and to bee attended in y^e fame manner that order appoints and upon y^e fame pennalty

[194] AT A TOWNE MEETING HELD AT NEWHAUEN Y^e. 6th OF
MARCH. 1675/6

Orders of y^e Laft meeting were read.

M^r Joens acquainted y^e meeting y^t y^e reafon of calling them together amonge other things was to confidder of y^e fortifica-

* Probably Mrs. Mary (Rutherford) Hall, widow of Daniel Hall, who died in 1675.

tion w^{ch} went flowly foreward, and that it were good y^e inhabitants would be quickned to y^e worke, the season for buyfynes comming on, and y^e warr continuing, & ther are reports of 21 hundred Indians in a body up in y^e country, and it is said they intend to set out about this time or y^e middle of this month, & fall upon the Towns on y^e River and foe com downe and along y^e coast as farr as New Yorke and doe what spoile they can; allfoe wee heare of Killing two men at Springfield, and therfor wee had need bee quickned unto all due means wee can use for o^r fafty and to attend it speedly.

Jeremiah Osborne acquainted y^e Towne that y^e committee for the fortification had mett according to former order, & had appointed himselfe and Jn^o Punderfon Ju^r, to ouersee and set y^e worke forward, and that they had gotten in all y^e wood which was ordered from y^e inhabitants, or within about 15 Load, and that to finishing y^e Line on theyer side they doe thinke ther will want on hundred Load, and allfoe ther are noe gaets, and wthout all bee finished it will not be safe. Jn^o cooper Senior allfoe ouerfeer on theyer side informed that ther would want 100 Load of wood to finish y^e Line on theyer side.

It was propounded for a supply of wood to finish y^e Line, and after it had been debated it was by voet ordered that euery Teame in the Towne and farms (except those on y^e East side y^e East riuer) doe each of them bring to y^e worke on Load of futable wood to y^e worke and thof that haue noe Teams, to help to cutt it, and to bring it at the furthest upon y^e 8th and y^e 9th days of this moneth, and to Lay it according as y^e ouerfeers of y^e worke shall appoint, as allfoe y^e said ouerfeers to see that thof who are behind for y^e time past bring in portions, and any person that shall neglect to attend y^e work according to this order, to bee under y^e pennalty y^e councill hath appointed.

Jn^o Alling fe^r told y^e Towne he was weake, and douted whether hee should doe his part though he was willing; but noe answer made him.

Timothy ford defyred y^t y^e court of guard might bee kept on theyer side y^e creeke, when it was theyer turne to wacth, but y^e Towne gaue noe consent unto it

It was ordered y^t noe Indian bee suffered to com into y^e Towne to see the fortifications or take notis of any of o^r actings

and motions, and that by y^e constable warning bee giuen them, that not any of them may com into y^e Towne nor unto English houses, and that if any Indian doe com into y^e Towne to be apprehended and sent back againe, yet what may bee to auoyd any misusage of them.

It was ordered that all persons that are to beare Arms, shall bring theyer Arms wth them and a sufficient quantity of powder and shot for theyer defence to all meetings of public worship, and whosoever shall be defectiue in attending this order, shall forfeit for each default two shillings to y^e Towne Treasury; the Serie^t and corporalls to take notice of defaults and complaints of them, only the dwellers at farms in bad weather had liberty to leaue theyer Arms and see secure them that y^e enemy get them not.

How & where y^e great Guns shall be placed was left to y^e committee.

The Gaets were spoken of, and it was informed that M^r Augur and M^r Trowbridge would giue each of them twenty shillings towards making of them, and it was left to y^e committee to gett all y^e gaets finished, and all y^e fortification allsoe.

It was ordered that noe person shall plant any Indian corn wthin two rod of the stokadoe line.

It was ordered that noe person shall Lett any land wthin y^e quarters to any Indian to plant upon y^e penalty of 10^s fine (for each acre) to be payd unto y^e Towne Treasury, and according to that proportion for any quantity les then an acre.

[195] AT A MEETING IN NEWHAUEN Y^e 11th OF MARCH 1675/6.

M^r Joens informed that y^e occasion of calling the meeting was to publish some orders from y^e councill respecting the Towns in y^e colony & particularly Newhauen, The said orders were read.

It was mooued (that now there being some quantity of wood brought for y^e line) that all persons young & old that are able to worke should worke at it; which was with common consent agreed and ordered to be attended as y^e Serieants in theyer squadrons shall giue notice, and to set out to worke when y^e drum

beateth in y^e morning, and euery one that is defaulty hearin fhall as a fine for his neglect pay fve fhillings, which fhall bee improued for y^e benefitt of y^e worke.

The cuncill in y^e orders read appointed that a committee bee chofen to regulate y^e ditching and breft worke, and y^e Towne chofe and appointed the committee for y^e fortification to doe that work allfoe, or y^e maior p^t of them. Jn^o Nafh who had been one of that committee for fortification defyred the Towne to spare him in this, becauf he had many occafions and hee might bee more beneficiall to perfons about theyer arms which many ftood in need of: and it was by fom contented unto and none fpake to y^e Contrary.

Mr Thomas Trowbridg was chofen Comiffary in this Towne

The Townfmen declared & publifhed whom they had appointed veiwers of fences for y^e yeare enfuing, which were:

Jn^o Alling & Beniamin Bunnell in y^e fubburbs quarter;

Jn^o Gibbs & Sam: Whithead for y^e fouth fide of y^e great quarter;

Tho: Tuttle & Timothy Gibbard for y^e North fide of y^e great quarter;

Tho: Mixx & Jams Heton for Goodman Coopers quarter;

W^m: Bradlye & Abra: Dickerman for y^e little quarter & bufhy Lott;

W^m: Gibbons & Sam: Todd for y^e Gouvernors quarter;

W^m: Bradly and Enfigne Jn^o Miels wer chofen Surveyers for y^e high waies for y^e yeare enfuing.

ATT A MEETING IN NEWHAUEN OF Y^e FREEMEN FOR Y^e CHOICE OF DEPUTIES AND FOR Y^e PROXIES, AND AFTERWARD A TOWNE MEETING Y^e SAME DAY Y^e 25 OF APRILL 1676.

After y^e reading of y^e orders of y^e laft Towne meeting, the freemen proceeded to choofe deputies for y^e Next Generall affembly.

Cap^t: Thomas Munfon & Will: Bradly wer chofen deputies for y^e Next generall Court, & Leau^t Mofes Manfield y^e third man.

It was ordered (after fom debate) that y^e fortification Line

about y^e Towne should bee attended & finished as soone as seed is gott into the ground, and that when all y^e wood that should bee brought from feuerall persons yet behind, is brought in, what is then wanting y^e committee to appoint how it shall bee supplied and y^e Line finished.

Complaint was made that y^e quarters wer not sufficiently fenced to secure y^e corne, and y^e viewers of y^e fences who wer appointed by y^e Townsmen and published y^e last Towne meeting wer called to take oath for y^e discharge of theyer trust, but did not.

Cap^t Tho: Munfon, Will Bradly, Henry Glouer, Abraham Dickerman, Jn^o: Cooper senio^r, Jn^o Winton and Moses Manfeild wer chosen Townsmen for y^e yeare ensuing

Jn^o Harriman was chosen Trefurer for y^e yeare ensuing.

Jn^o Nash was chosen recorder for y^e yeare ensuing.

The persons y^t wer Chosen Heywards formerly in y^e feuerall quarters but had not taken oath nor executed in y^t office wer now appointed Heywards for y^e yeare ensuing, only (for reason giuen) Jn^o Mixx appointed in y^e roome Nath Thorp, and Jn^o Winton ioyned with Joseph Moss, and danyell Sherman wth Jn^o Punderfon.

Moses Manfeild & Thomas Tuttle wer Chosen sealers of Measures & waights for y^e yeare ensuing & tooke oath for y^e same.

It was by som desired and becauf of y^e sicknes in y^e Towne it was ordered that at y^e present ther be but on watch in y^e night consisting of a M^r and feuen men & be kept in a court of guard as befor, & y^t y^e watch bee increased as y^e magistrats & military officers see cause.

[196] ATT A TOWNE MEETING HELD IN NEWHAUEN Y^e 29th OF
MAY 1676.

The orders of y^e last Townemeeting were read

The orders of y^e last Generall Court were published.

John Chidly & Sammuell Miels were chosen Searchers and Sealers of Lether and tooke y^e oath according to Law.

Thomas Tuttell was Chosen Packer for y^e yeare ensuing and tooke oath for a faithfull discharg of y^e same according to his best skill.

ATT A TOWNE MEETING HELD IN NEWHAUEN Y^e II SEPTEMBER
1676.

Orders of y^e Laft Towne meeting wer read.

An order from y^e Councill was read, w^{ch} order was concerning all perfons that had detts due from or unto y^e Country to fend theyer accounts to y^e Comiffary:

The Towne defyred & appointed M^r Bifhop & Jn^o Nafh to receaue the account from perfons & examine and fend them up to Hartford.

The Townfmen acquainted y^e Towne that ther was need to Lay fome Raet for y^e defraying of y^e charges of y^e Towne, and the Towne did appoint & order that one penny halfe penny Rate bee Leuied and payd to y^e Towne Trefurer between this and March next.

The Townfmen wer chofen Lifters to p^rpare y^e Lift according to Law and fend it up to y^e Court in october Next.

ATT A MEETING OF Y^e FREEMEN IN NEWHAUEN Y^e I8 OF
SEPTEMBER 1676.

The warrant for Choice of deputies was read.

Cap^t Thomas Munfon Cap^t Mofes Manffeild wer Chofen deputies.

ATT A TOWNE MEETING IN NEWHAUEN Y^e I8 OF DECEMBER 1676.

After y^e Names wer called, the Gen^r Courts orders were read and y^e orders of y^e Laft Towne meeting wer read allfoe.

The County Marfhall acquainted y^e Towne that hee had a warrant to fummon y^e Towne to y^e County Court for not hauing a Grammer Schoole, and therfore defyred y^e Towne to appoint fom perfon or perfons to appeare y^e Next Seffion of y^e fayd Court to answer y^e Complaint.

The Towne hauing heard what y^e marfhall had faide did defyer and appoint the Townfmen, or they to appoint fom to appeare at y^e County Court to anfwer y^e Complaint

John Punderfon was Chofen conftable for y^e yeare enfuing

John Cooper Junio^r and Jn^o Morris had equall voets, and the Towne by voet appointed John Coop^r to be conftable y^e yeare enfuing, but both of them, to witt y^e id Jn^o Punderfon and Jn^o Cooper, refused to ferue, and theyer reafons wer heard by y^e magiftrats but not Judged of waight, and wer therfor to pay y^e fine according to y^e Law.

Then y^e Towne proceeded in Choyce, and Ser^t Jn^o Winton and John Morris wer Chofen conftables at y^e Towne for the enfuing yeare, but y^e id Jn^o Winton refused & fubmitted to y^e fine of 40^s to pay it: Then y^e Towne proceeded and Chofe John Glouer Conftable; John Glouer & John Morris took oath

Ellis Mew was Chofen Conftable at y^e farms at y^e Iron works.

The order prohibiting cutting of wood in y^e oxe and cow pafur within y^e 2 mile was repealed.

The order in page 75 concerning dog or Bitch that fhall com to y^e affembly on puplike days of worfhip was againe renewed and fom defyred to make complaint of tranfgreffors.

It was mooued by fom that ther might bee a feating of perfons in y^e meeting houle, but nothing was done in it at that time.

[197] ATT A TOWNE MEETING IN NEWHAUEN Y^e 13th OF MARCH
1676/7.

After y^e reading of y^e orders of y^e Laft Town-meeting, M^r Joens acquainted y^e Towne that y^e occafion of y^e meeting was upon y^e defyer of y^e Townfmen, who had been in confidderation of y^e affayers of y^e Towne & had feuerall things to propound unto Confidderation, and the Townfmen wer defyred to declare.

William Bradley one of y^e Townfmen informed that y^e Townfmen had been confiddering about y^e dry cattell of y^e Towne, that y^e cow walkes are like to bee greatly burdened with them and feed eaten up from y^e cows, which will bee greatly to y^e damage of y^e Towne, if fom courf be not taken to keep dry cattell at fom diftance from y^e Herds walkes, efpecially now y^e Necke is fenced up, and they had thoughts that it were neceffary to haue dry Cattell herded and Kept at a diftance of, and to haue a herd

Kept about Mr Yaels on y^e other side of y^e Riuer, and that they had had speech with a man to Keep a Herd ther.

The motion was generally well approued, and to haue it attended,

It was now by voet declared and ordered that y^e former orders about dry Cattell that lye or wont on y^e cow walks are in force and should bee profecuted, and therfore defyred & appointed y^e Townsmen to order & appoint one in each herd to looke after such cattell, and to bring them to y^e pound or y^e owner of them, and requier y^e penalty according to those orders or order.

And further y^e Townsmen acquainted y^e meeting that they had had thoughts about fwine, and that it would bee for y^e benefitt of y^e Towne to haue noe fwine goe abroad without y^e Towne, except it wer in a herd at a distaunce, and Cleare of all Corne feilds.

The Towne did by theyer order defyer & appoint y^e Townsmen to doe theyer Endeuer to gett a Herdsman to Keep fwine as had been propounded, and allsoe to appoint som persons to take notis of all fwine both at the Towne and farms, that are not ringed or yoked according to Law, and to requier y^e penalty, this y^e Townsmen to attend within Twenty days.

The Townsmen further publifhed who should burne y^e woods this yeare; Allsoe about y^e quarters or corne feilds that ther was much bad fence, and defyred that veiwers might be Chosen; som motion ther was for two veiwers for all y^e feilds in Towne, but y^e iffue was to goe one as formerly and to Chooße two veiwers for a quarter as formerly.

Jn^o Alling Se^r and Natha: Tuttle chosen fenc veiwers of y^e Gou^r: quarter and the little quarter and tooke y^e oath:

Jn^o Johnson Abra: Bradly for Goodman Coopers quarter, & tooke y^e Oath:

Will Johnson & Ifaac Beecher for y^e great quarter:

Sam: Whithead & Jn^o Tomfon for y^e fubburbs quarter & took y^e oath:

Will: Johnson & Ifaac Beecher are yet to bee fworne.

Heywards were Chosen for y^e feuerall quarters.

Danyell Sherman Jn^o Hochkins for y^e great quarter & tooke y^e oath:

Jn^o Winston & Joseph Moff for y^e Subburbs quarter & tooke y^e oath:

Jn^o Paine & Samuells Tod for y^e Gouvern^r quarter & little quarter, Jn^o Paine took oath:

Nath: Thorp & Jn^o Mixx for Goodman Coopers quarter:

Sam: Tod: Nath: Thorp: & Jn^o Mixx are yet to be fworne.

Thomas Mixx fen^r, Tho: Kimberly: and Jn^o Brooks wer chosen veiwers of fences, but refused to accept; the Law in that case was read unto them, and they wer to pay y^e fine according to Law.

The fence veiwers gaue notis that persons marke theyer fences. [198] Ordered that any Horfe or mare brought out of y^e quarter or any Corne feild, the owner to pay as in an order made, ffebruary 7th 1667, page 114.

The Towne was acquainted that y^e deputy Gouvern^r had giuen notice of Intelligence hee had of som motion of Indian enemies between Albany and Norwootocke, and therefore it was defyred that all persons would haue theyer arms and Amunition in readines and Wacthes and wardes to bee attended; The next second day of y^e weeke was appointed a day for veiwing Arms & Training.

M^r Thomas Yaell on y^e behalfe of Richard Becklye propounded concerning a peece of Land (y^e quantity about 20 acres) at Chefnutt Hill, which hee sayd had been by the Towne granted to the sayd Richard Beckly Long since, and produced feuerall testimonyes som in writing and som by word, shewing ther had been such a grant, and Search hauing been made in y^e Records but it could not bee found, that ther had been such a grant in the sayd Records, did now request the Towne would confirme y^e sayd Grant and to enter it upon record.

Much debate was concerning it, and it was demanded of the wittnesses whether ther wer any or what condition it was granted upon, but noe one could speake to it, but yet the Towne confidderes y^e case & what had been said, did by voet confirme Twenty ac^r of Land to y^e sd Richard Beckly at y^e sd Chefnutt Hill provided that hee shall not Alienate or dispose of it or any part of it to any person but whom y^e Towne shall approue off.

A request of M^r James Bishop concerning a peece of meddow that Lyeth neare below y^e Necke bridge, was read to y^e Towne. The Towne was defyred to confidder y^e case and speake to it; som sayd it had been granted formerly for y^e use of y^e ordinary and y^e present ordinary Keeper defyred it; som thought it best

to keep it in y^e Townes hand becauf they might haue need of meddow for fom puplike ufe, as minifter or y^e like:

And after it had been debated The Towne did by voet order to Keep y^e fayd meddow in theyer hand and not now difpofe of it, but wer willing to let M^r Bifhop at prfent ufe y^e halfe next the Bridge to cutt y^e graff, untill y^e Towne fee caufe further or otherwise to difpofe of it.

A wrighting from Deacon Pecke was read y^e fumme wherof was to acquaint the Towne with what had been done by y^e Brethren of y^e Church to raife a maintenance for thofe that preach y^e word unto us, (viz) to engage for themfeules not to pay leff then Two raets & halfe, and that it fhould bee propounded to y^e Towne, and now it was propounded, he hoped ther would bee a ready Concurrence, and y^e fame to be payd in fuch pay as may anfwer y^e end, and at prifes as it had been the Two Laft years, (viz.) wheat 5s per bufh.; Peafe 3s 6^d per bufh: Rye 3s. 8^d per bufhell: Indian 2s 8^d per bufh: Porke at 3^d¼ per lb: Mutton 4^d: veall 3^d per lb.

The buyfynes was difcourfed of, and after debate The Towne for y^e encouragment of thof that preach y^e word of God unto us, according as had been propounded did by voet order and appoint for y^e enfuing yeare ther fhall bee leuied and payd from y^e Inhabitants Two raets and an halfe, and at y^e prifes as wer propounded, and allfoe further added and ordered that beefe be not put upon them but in a proportion & what is payd in beefe to be at 2^d per lb

The 27 day of y^e fame m^o. of March W^m Johnfon & Ifaac Beecher tooke y^e veiwers of fences oath.

[199] ATT A MEETING IN NEWHAUEN OF Y^e FREEMEN FOR Y^e CHOYCE OF DEPUTIES FOR Y^e GENERALL COURT, AND Y^e PROXIES, AND A TOWNE MEETING IN Y^e AFTERNOONE APRILL Y^e 24th
1677.

The orders of y^e Laft Towne Meeting were read:

Cap^t Thomas Munfon & Leutenant Mofes manffeld wer Chofen deputies for y^e Next Generall Court, Jn^o Chidfye was y^e third man.

John Mixx tooke y^e Heywards oath, & Nathaneell Thorp the Heywards oath.

Sammuell Whithead & Jn^o Winton (who wer formerly appointed by y^e Towne to veiue a peece of Land before y^e house of M^r Jn^o Hodfhon which y^e fd Hodfhon had mooued by request to y^e Towne to grant unto him to set a warehouse upon, containing 26 foote on way and 18 foot y^e other way), y^e fd Sammuell & Jn^o, did now make returne unto y^e Towne, that they had veiued y^e fd place and peece of Land, and upon theyer Confidderation of it did Judge it might be granted, and that ther would be sufficient high way left:

And after it had been debated, the Towne did by theyer voet grant unto y^e fd Jn^o Hodfhon y^e fd peece of Land to set a warehouse upon (according to y^e demensions aforefd), aboue M^r Baches his warehouse, Leauing about fouer foote distance between y^e houses, prouided that hee make use of it to build a warehouse upon it within eighteen months next ensuing.

John Tomfson propounded that som might bee appointed to receaue the minifters Raet; it was answered that it was not of necessity at this time and ther wer other things to be done, as Choyce of Town officers; hee further propounded that y^e Towne would appoint a Committee to treatt with y^e minifters, and that it was according to Law; The Law was read, & he was told that y^e Law speaks of noe such thing. Then he said it was according to christianyty, but he was answered that neyther our Law nor christian ruele required it of us, and y^e Towne had other occasions to attend at this time, which they wer com together to performe.

Leutenant Moses Mansfeild & Thomas Tuttle gaue notis that y^e second day of y^e Next weeke should bee a day for Trying and fealing of measures, &c, and the yeare being now almost expired they had been Chosen, y^e Towne did now againe Choofe & appoint them fealers of measures & for y^e yeare ensuing, and under theyer engagement as they had been.

John Cooper Senio^r, one of y^e Townsmen, did propound to y^e Towne concerning Goodwife How, y^e wife of Ephraim How,* and M^r Guilbert, Thomas powell, Thomas Beamond and John

* For the distressing shipwreck of the Hows, father and son, see Cotton Mather's *Magnalia*, Book vi, Chapter 1. "Goodwife How" was Anne Hough, born in Bristol, England, in 1630.

Tuttle, that the Towne would ease them in theyer raets to y^e Towne for y^e yeare past, in confideration of y^e afflicting hand of God upon them feuerally; and after debate of theyer feuerall Cafes, and being willing in fom degree to Simpathize wth y^e afflicted did order as followeth:

In y^e cafe of Goodwife How, that y^e head raets of Ephraim How y^e husband, and of Ephraim How, y^e son, and y^e raet of theyer part in y^e Ketch be remitted for y^e yeare Laft past;

And allfoe y^e head raet of M^r Matthew Guilbert and his Samuell Guilbert bee remitted for y^e yeare Laft past;

And all y^e raets of Thomas Powell and John Tuttle bee remitted for y^e yeare Laft past: and allfoe all y^e raets of Thomas Beamond y^e yeare past.

M^r William Joens: Cap^t Thomas Munfon: Leaut^t Moses Manffeld, John Cooper Senio^r: Henry Glouer: William Bradly: and Abraham Dickerman: were Chosen Townsmen for y^e yeare ensuing

Leaut^t Moses Manffeld was chosen Trefurer for y^e yeare ensuing.

John Nash was Chosen recorder for y^e yeare ensuing.

John Cooper Junior and John Alling Junio^r wer Chosen Surveyors of y^e high ways for y^e yeare ensuing.

John Brooks who had been chosen a fenc veiwer, and had refused to serue in y^e place, defyred y^e Towne to remitt y^e fine, but nothing was done in it.

[200] John Alling senio^r and Nathaneel Tuttle, who wer fence veiwers for the Gouvernors quarter and y^e little quarter, defyred they might bee eased in y^e worke, & to be freed from theyer veiwing y^e little quarter, saying they had noe Land in that quarter & it was to much for them, but nothing more was done about it, but defyred y^t y^e proprietiers in that little quarter would meet and confidder of y^e matter.

It was ordered that though y^e Heywards in y^e Towne were Chosen especially for perticular quarters, yet that they shall haue y^e full power of Heywards in any quarter or feild in y^e Towne, to Impound any cattell according to Law.

Cap^t Munfon informed y^e Towne, that himselfe, cap^t Roswell & John Cooper Senio^r, who wer appointed by y^e Towne, had now

stated out and fetled a highway from y^e ferry unto y^e farms at y^e iron works.

Upon y^e defyer and motion of som respecting y^e securing of y^e Necke, now being a corne feild, It was ordered & allowed that y^e gate & fence by dauid Atwaters & thence toward y^e Mill riuier, and the gate at y^e end of y^e Neck Lane near Samuells Tods houfe & allfoe y^e fence fhall com under y^e Law, and to bee attended as other fences and gaets or Barrs are, which doe belong to corne-feilds, and that whatfoever beaft is taken in y^e fd Lane or Necke, fhall bee lyable to be impounded as it is in other feilds, & that noe one fhall put any beaft into y^e Lane to bayt, but it fhall bee a trespass & poundable, except ther bee a sufficient Keeper by y^e beaft to p^ruent dammag.

Moses Manffeild and Abraham Dickerman wer Chosen fence veiwers and Heywards for y^e Necke for y^e yeare ensuing

Samuell Whithead defyred y^e Towne to grant him a peece of Land at y^e Lower end of y^e clubb on y^e west side, which would bee an advantage to him in fencing his meddow. The Towne appointed the Townsmen to send two of themselues or som others, meet persons, to veiwe y^e place, & to acquaint Neighbors therabout, that they may goe & speake together of y^e conveniency or inconueniency of it and returne to bee made at another meeting of y^e Towne.

John Daus requested of y^e Towne that they would grant him a peece of Land, before y^e homelott that was his father Leeks,* to build a house upon, to begin neare a peartree by y^e shop of Thomas Leeke and extend y^e breadth of y^e homelot towards M^{rs} Allertons home Lott.

The Towne after som debate granted to y^e fd Daus y^e fd Land, provided that hee build upon it for his settlement within eighteen months next ensuing, & that there bee allways left for a highway full three rod wide from y^e fence of y^e homelott, all y^e Bredth of y^e sayd Lott; And he was admitted an inhabitant, to receaue any Land that fhall bee perticularly giuen him, or buy of any person, but not to haue priueledge of y^e commons with the first planters; the Townsmen wer appointed to state out the Land now granted unto Jn^o Daus.

* John Davis married in 1675 Mary, daughter of Philip Leeke.

Upon a motion of y^e Townsmen, y^e Towne did by voet grant unto Thomas Tallmadge a peece of Land, before his mothers homelot, y^e breath of y^e fd homelot neare y^e Creeke, allwayes prouided that it com not within fouer rod of y^e fd homlott, that y^e high way bee not straitned, nor that any fence hinder y^e watering of cattell; and y^e Townsmen wer appointed to fteate out y^e Land now granted.

John Nafh* propounded to y^e Towne concerning a part of y^e Land that Lyeth befor his homlot, below y^e high way neare y^e creeke, that had been neare y^e begining of y^e plantation granted unto his father, and did request of y^e Towne to grant unto him a confirmation and record of it, and that they would grant unto him y^e Land between y^e high way & y^e creeke all y^e breadth of his homelott.

The Towne by voet granted unto y^e fd John Nafh that land by y^e creek, y^e breadth of his homelott, allways prouided that there bee fouer rod left for a high way between it and y^e homelott, and conuenient wating for cattell not hindred at y^e creeke.

[201] The Townsmen on y^e behalfe of John Gower† propounded that y^e Towne would grant unto him a peece of land before M^{rs} Goodyears Homelott, to build a house upon, and make a garden, for phisicall herbs, for his encouragment in his practice.

The Towne declared they were willing to encourage him, but for the place propounded for, they could not grant him because of a form^r grant, but should approoue of his procuring a peece of Land of any, that is convenient for his use, or if y^e Towne can without preiudice they shall accomodate him.

John Tomfson propounded that y^e Towne would grant him a peece of meddow at y^e oisterpoint & y^e plats adioyning unto it, and then he would buy it at a reasonale valew. It was answered, that Edward Preston had mooued for it, and therfore they could not at present dispose of it, and foe it was at present left & nothing done in it.

The meddow below y^e Necke bridge, next to that which M^r Bishop at y^e p^rsent hath lyberty to make use of, was left to y^e

* The eldest son of Thomas Nash, who died in 1658.

† John Gower appears to have been a physician. He died in the following February.

Townsmen to confidder of and Lett out for rent; Abraham Dickerman propounded that he might haue it, hauing need in regard of y^e ordinary, and it was left to y^e Townsmen to confidder of it.

John Morris propounded that y^e Towne would grant unto him a peece of Land before his homelott, between Thomas Leeks shop and y^e creeke, and hee would make a bridge ouer y^e Creeke, or if y^e Towne would not at present grant it him, hee requested that y^e Towne would not grant it unto another; nothing done about it.

Moses Manffeild and Sammuell Miels propounded that the Towne would grante unto them a peece of meddow in y^e Necke Lying below y^e red banke, but nothing was done about it.

ATT A TOWNMEETING HELD AT NEWHAUEN Y^e 31: OF JULY 1677.

The orders of the last Townmeeting were read

Jn^o Harriman, [who] was Town Trefurer y^e Last two years, defyred there might bee auditors appointed to examine and receiue his acco^t;

And y^e Towne by voet appointed the Townsmen for auditors of y^e fd acco^t and to p^rpare them in readines to be brought to y^e Next town meeting, that y^e Towne may underftand how things ftand in y^e Trefury.

M^r Joens defyred y^t y^e orders of y^e Last Gen^r Court might be read, and upon y^e reading of them, M^r Joens acquainted y^e Towne with y^e Law about fchoole, that it is ordered that this Towne muft keep a Lattin fchoole, & the Townsmen had had fom Confidderations about that & fom other things, which wer now to bee y^e matter of y^e Towns confidderation.

Then cap^t Thomas Munfon one of y^e Townsmen fd, It was well known that y^e Towne had put y^e buyfynes of fuch a fchoole into y^e hand of y^e committee for y^e fchoole, but now y^e Law requires it of y^e Towne, & hee did fuppofe y^e Towne would to encourage fuch a fchoole allow a part of y^e fallery unto about Twenty pounds per Annum.

Then M^r Joens informed, that it was well knowne, what settlement was made by M^r Dauenport of that part of M^r Hopkins his Eftate which came to his hand or difpofe, which was at firft to bee Impro^d for y^e Encouragment of a Colony Schoole, but that fell; and after y^t, it was difpofed to this Towne for encouragment of fuch a fchoole, and a Lattin fchoole was here fet up & continued untill M^r Street remooued; at Laft M^r Dauenport, a little befor his remouall hence, fetled it by an instrument under his hand, & therein putt it into y^e hand of a Committee for y^e fchoole, who had y^e beft they could Improued y^e fame to make fom benefit and Income to encourage a fchoole, and now for about three years, ther hath been only a Englifh fchoole. Allfoe hee further acquainted y^e Towne, that y^e fd Committee for y^e fchoole, and y^e Townfmen had had conferrence together about y^e fd fchoole, refpecting y^e committees Truft and y^e Gen^r Courts order, and it appearing that y^e produce of that Eftate [202] In y^e hand and management of y^e Committee for y^e fchoole, doth not, neyther is liklye (at p^refent) to afforde a Competent maintenance for a fchoole M^r, therfore theyer thoughts had been, that if y^e Towne would allow 20^{lb} per Anum and y^e committee for y^e fchoole 20^{lb} per annum, and y^e rent or profitt of the oifterfhell-feild and M^{rs} Eldreds Lott, &c. might raife a maintenanc.

Allfoe M^r Joens, as they had acquainted y^e Townfmen, foe he now did acquaint y^e Towne, that y^e account of that Eftate had been Laetly made up, with Deacon Pecke who had it in Improouement and y^e iffue is thuf, all detts owinge to that Eftate being payd, y^e Eftate is fue hundred and fifty pounds or therabouts, which is one hundred and fifty pounds increafe; now wheras y^e Towne did Borrow of y^e faid committee fifty pounds, for theyer ufe about y^e meeting houle, & was receaued of Deacon Will: Pecke, and now at this meeting y^e sayd Will: Pecke acknowledged nineteen pounds only repayd, and foe ther remained thirty & one pounds due, Therfor M^r Joens who was one of y^e fd committee and y^e reft of y^e Committee being prefent or y^e moft of them, declared that y^e Committee, not hauing allowed any thing towards y^e fallery of y^e Lattin fchool mafter while he was in y^e fchoole, but y^e Towne payd y^e whole Sallery (theyer accounts not being perfected as now they are), they would remitt that thirty & one pounds, and further it was fayd that three years they had let y^e houle & homestead bee for y^e

ufe of y^e p^rsent fchoolm: all which would bee allmoſt fifty pounds, And foe y^e buyfynes of y^e 50^{lb} & allowance to y^e ſchool m^r ended & none appeared but all ſatiffy^d.

The Towne now being informed in y^e ſtate of things, about y^e ſchoole they fell to a louing debate to promoue y^e buyfynes, that a ſchoole according to y^e Law might bee ſet up, And therfore it was deſyred that parents, or ſuch as haue children, would be carfull to ſend theyer children to the ſchoole, and to continue them at it, that they may attaine to ſome proficiency, wherby they may com to bee fitt for ſeruice to god in church or common wealth, and preſſed with y^e cuſtom of o^r p^rdeceffors and y^t common practice of y^e Engliſh nation to bring up theyer children in Learninge;

one of y^e Townſmen & then many others deſyred that y^e M^r that ſhould bee procured for y^e ſchoole might teach Engliſh allſoe and to write, eſpecially at p^rſent being but few Lattin ſchollars, and if hereafter it com to paſſ that ther ſhould bee foe many ſchollars in Lattin, that it will bee to much to teach y^e Lattin & Engliſh allſoe, then ther may be further Conſiderations; and for y^e allowing 20^{lb} per annum, they ſeemed willing to allow foe much if ther bee need of foe much beſides y^e 20^{lb} from y^e Committee and y^e profitt of oiſterhellfeild and M^{rs} Eldreds Lot, and what y^e County doth or ſhall allow for y^e encouragment of y^e ſchoole.

Soe after ther had been a large debate of thinges the Towne proceeded to voet and ordered as followeth:

That according to y^e order of y^e Generall Court, ther ſhall bee a grammar ſchoole forthwith ſet up, and that they will allowe y^e ſum of Twenty pounds per Annum to bee payd out of y^e Towne Trefury, for y^e encouragment & towards y^e maintenance of y^e ſchoollmaſter, & did Leauē it wth y^e Committee for y^e ſchoole, to provide a ſufficient ſchoolem^r, who ſhall not only teach y^e Grammar & y^e Languages, but allſoe to perfect y^e youth in reading Engliſh, they being entred in y^e primmer, & to teach to write a legible hand:

M^r Joens further informed that y^e Townſmen did take notis of great diſorder in y^e meeting houſe, by ſom perſons taking up y^e ſeats, and thoſe y^t are ſeated kept out for want of roome, & therfore did deſyer y^e Towne to appoint a Committee to ſeat perſons.

The Towne by voet appointed y^e magiftrats, Deacon & Townfmen to order y^e Seating of perfons in y^e meeting houfe, & p^rpare fom confidderations for y^e future.

Wheras y^e Towne at a meeting in March laft defyred & appointed y^e Townfmen to appoint fom perfons to look after y^e fwine, that they be ringed or yoked according to law, and allfoe about dry cattell:

The Townfmen now informed that they haue appointed to that worke, John Cooper, Se^r, John Tomfon Se^r & Nathaneell Thorp:

Allfoe y^e Townfmen gaue notis to y^e inhabitants to fee they haue theyer Ladders for theyer houfes according to order in readynes for ufe & to be veiwed by y^e laft of October Next; this was reuok^d by voet of Towne.

[203] M^r Joens informed concerning John Culluer*, who defyred to bee admitted an inhabitant, and read a certificate, (which was under y^e hand of M^r Will^m Rofwell and John Winston) touching his qualifications; And upon confidderation of what was fayd, y^e Towne by voet admitted y^e fd culluer to bee an inhabitant, and that he may receaue any Land that fhall bee perticularly giuen him or that he may purchafe, but not to haue priueledge in y^e commons with y^e firft planters.

John Chidfyne & Sammuell Miels, Lether Sealers, did defyer to be free from that offic, alleging theyer yeare was out, & they wer difcouraged.

The Towne did defyer & appoint that they would bee at y^e meeting of y^e Townfmen, which will bee y^e fecond day of y^e Next weeke, that they may fpeake wth them about theyer difcouragments, and that they would goe on in y^e worke of fealing until y^e Next Towne meeting under theyer form^r engagement.

Upon y^e motion of Jn^o Tomfon for y^e meddow at y^e oifter point and y^e plats adiacent, the Towne left it to y^e Townfmen to difpofe of it for this yeare, but then underftood it was allready mouen, they did noe further aboute it.

L^t Mofes Manffeild & Sam: Miels renewed theyer motion for meddow in y^e Neck; allfoe Jn^o Morris renewed his motion for Land by y^e creek, but y^e Towne inclined not to grant unto them.

*A saddler; from New London; born in 1640.

ATT A TOWN MEETING HELD AT NEWHAUEN Y^e 18th OF SEPTEMR:
1677.

The Towne was informed that a principall end of y^e meeting was to choof Lifters to p^rpare y^e Lift for y^e Court;

The Townsmen wer by voet chofen to make ready y^e Lift for y^e Court.

The warrant for Choofing deputies for y^e Generall Court being read, The freemen by voet chose cap^t Thomas Munfon & Leu^t Moses Manffeild for theyer deputies y^e next Gene^r Court, & Jn^o chidfy y^e 3^d man.

Upon y^e reading of y^e acco^{ts} of Jn^o Harriman & Jn^o Punderfon, Laet Trefurers of y^e Towne, ther did debate arise about feuen pounds owing by M^r Streete of Wallingford to y^e Towne, w^{ch} was ouerpayd him when he was schoolmafter, & y^e Towne defyred and appointed that it be called for & receaued for y^e Townes use; and finding in Jn^o Punderfons acco^t about Eleuen pounds due to y^e Towne, the Towne did defyer & appoint y^e id Jn^o Punderfon to gett y^e help of Authority for getting in what is due to y^e Towne, and to bring in acco^t unto y^e Towne or y^e Townsmen of y^e perticulars, that what cannot be had may be remitted or cancelled, & to iffue y^e matter by March Next.

The Towne granted & ordered one penny Raet to be payd for defraying of Towne charges for y^e yeare ensuing.

Jn^o Potter made a motion on y^e behalfe of Mary Ruffell, widdo, about a peec of Land (about $\frac{1}{2}$ an ac^r) of y^e Towns which was fenced in adioning to y^e houle of her Laet Hufband, Ralph Ruffell;* that y^e Towne would grant to her y^e use of y^e id ground & the fruit trees upon it for two or three years, or untill y^e Towne fee caufe upon confidderation, further or otherwise to difpofe of it;

The Towne by voet appointed Matthew Moulthrop & Sammell Hemingway to veiwe y^e id Land & make report to y^e Towne at theyer next meeting

Upon y^e motion of M^r Guilbert, Rob: Augur was admitted an Inhabitant, & had Liberty to buy or receaue of y^e Towne any Land or accomodation in y^e plantation as y^e Towne fhall fee Caufe;

* Ralph Russell married Mary, daughter of Matthias Hitchcock.

And allfoe M^r Guilbert mooued that y^e Towne would Grant unto Robbert Augur* about feuen rod of ground to fet a houle upon, neare unto Samuells fearns his houle; The Towne defired that y^e Townsmen or any two of them would veiwe y^e fd ground, and allfoe to veiwe therabout, if Sammuell Hodgskins and M^r Gower may bee accomodated by that Creeke, as may bee leaft inconvenient to y^e Towne or Neighbours, & y^t y^e places foe veiued be ftaked out and that high wayes and watering for cattell be fecured, and report mad of y^e whole y^e next Towne meeting for an iffue. M^r Bifhop & cap^t Nafh wer defyred to advife wth y^e Townsmen in y^e p^rmifes & to confidder what may be neceffary for y^e Towne to doe & order for y^e future to p^ruent inconvenience to y^e Towne or Neighbours on y^t fide of y^e Towne.

[204] A TOWNE MEETING HELD ATT NEWHAUEN Y^e 11th OF
DECEMBER 1677.

After y^e Names wer called M^r Joens informed y^e Towne that one occaſion of calling them together was reſpecting y^e miniſters; the Townſmen had heard that ther was not neceſſary ſupplies brought in, for their ſubſiſtence, which was not well amonge ſuch a people; you know that formerly, the maintenance of y^e miniſtry was from y^e church Trefury, And now this yeare y^e Towne ordered y^e maintenance by raet, and had ordered a raet of two pence halfe penny upon y^e pound to be paid from y^e inhabitants, for y^e maintenance of y^e miniſters, and that y^e Townſmen had caſt up y^e Summe, which amounts unto 133^{lb} 17^s and 11^d if all be paid, and allfoe y^e Townſmen had had thoughts that 70^{lb} might bee paid unto M^r Harriman, & 60^{lb} to M^r Taylor,† and therfor it was now defyred that y^e Towne would appoint ſome perſons to make up that raet what euery perſons ſumm is and gather it in, and it was defyred it may be duely payd.

The Towne by voet did make choice of and appoint Deacon William Peck and Jn^o Chidſy, to make up y^e raet, and appoint

* Robert Augur, ſon of John, of England, and nephew of Dr. Nicholas, of New Haven, had married Mary, daughter of Matthew Gilbert, in 1673.

† John Harriman, Jr. (Harvard College 1667), ſon of the New Haven inn-keeper, and Joſeph Taylor (Harvard 1669) ſupplied the church from 1676 to 1679,—Rev. Nicholas Street having died in April, 1674.

y^e deliuey of it to y^e minifters, & to profecute fuch as faile in theyer payment, and that feenty pounds be payd to M^r Harriman & fixty three pounds feutenteen fhillings eleuen pence be payd to M^r Taylor.

Joseph Moff & Jn^o Alling Ju^r wer chofen conftables for y^e yeare enfuing.

Joseph Moff refufed to ferue in y^e offic of conftable, but would leaue himfelfe to y^e Law.

Then y^e Towne proceeded, and Sammuell Tod was chofen Conftable for y^e yeare enfuing, And hee and Jn^o Alling took y^e conftables oath.

Jn^o Rofe was chofen conftable at y^e iron works.

M^r Joens from y^e Townfmen informed concerning Jn^o Gower, who had been fom time in y^e Towne & now lay ficke & weake at Will^m Pains, and hee hauing done for diuers perfons about chirurgery or Phificke, it was defyred that thofe indetted to him would bring it unto him, he now needing of it.

M^r Joens allfoe informed that Richard Little defyred that y^e Towne would grant him a peece of Land to build a houf upon, and in fpeech about it, it was faid ther was Tenches quarter had many homelots that are not built upon, and he might feeke ther to fupply himfelfe.

Simon Tuttell propounded for liberty to fet up a fhop in y^e ftreet by M^r Rofwells Lott.

ATT A TOWNE MEETING HELD ATT NEWHAUEN Y^e 21th OF JANUARY
1677.

M^r Joens informed y^e Towne that one fpeciall occafion of calling the them together at this time was to acquante them that y^e Conftables haue receaued a warrant from y^e Trefurer to gather in y^e country rate; y^e warrant was read, & y^e conftables appoint y^e laft fecond day of y^e week in this m^o. & y^e fecond day of y^e weeke in february to be brought in.

Allfoe Jn^o Chidfy from Dea: Pecke defyred that y^e minifters rate be brought in, & appointed y^e Next fecond day of y^e weeke that y^e inhabitants would bring it unto M^r Harriman & M^r Taylor at theyer houfes.

Mr Joens acquainted them that y^e Committee they had appointed to feat persons in y^e meeting house had had severall meetings, and had finished that part of seating y^e men, and had begun y^e seating of women, but found som difficulty in that matter, & one reason was they found a want of Roome, for about 40 young women; and therefore did lay it by & leaue it to y^e Towns consideration, for enlarging to make more seats, if it can bee, and did moue y^e Towne to appoint a committee to veiue y^e house and confidder it and make returne, The seating of y^e men was ready & if they pleased it might be read, and y^e order of y^e committee was read for seating of men;

[205] diuers that spoke defyred that y^e women allsoe might be seated as farr as seats would reach: Mr Joens told them that y^e committee had som reasons that were not meet to mention at this time, and therfor had left it, and againe Mr Joens moued y^e Towne that they would appoint a committee to veiue y^e house & see what seats more may bee made & make report y^e Next Townmeeting, but nothing was ordered about that committee.

It was informed from y^e Townsmen that ther had been a committee appointed by y^e Towne som years since to veiue y^e common Lands wthin y^e Township in p^rparation unto Laying out another deuision of Land, but they haue not yet brought in theyer returne to informe y^e Towne; therefore it was now desired & ordered that they bring in an acco^t of that theyer veiue at y^e Next Townmeeting, that y^e Towne may be p^rpared about laying out that other or third deuision.

A writing from Mr Guilbert was read wherin he defyred y^e Towne would grant unto Robbert Augur, that peece of ground by Sam^l fearns his Lott which had formerly been by him propounded for, & after som debate about it, It was answered that it was not yet veiued as y^e Towne had form^rly ordered, and nothing further was done about it at this time.

Beniamin Bowden defyred y^e Towne would grant him a little land ouer against Sam^l Allings home Lott, against y^e meddow about the caufway: The Towne appointed Abraham Dickerman & Jn^o Winsten to veiue y^e place & speak wth y^e Neighbours about convenience or inconvenience, & to bring a returne to y^e Next Townmeeting.

Simon Tuttell defyred y^e Towne would appoint som perſons to veiw y^e place he propounded for formerly to ſet a ſhop upon;

The Towne appointed Thomas Kimberly, Jn^o Winſton & Abraham Dickerman to veiw y^e place & ſpeak with M^r Roſwell & other Neighbours, about convenienc or inconvenienc to them or y^e Towne, and to make theyer returne at Next Towne meeting.

ATT A TOWNE MEETING HELD IN NEWHAUEN THE 1. OF APRILL
1678.

After y^e reading of y^e orders of the laſt Towne meeting, Deacon Peck defyred that all thoſe that were behinde with y^e miniſters Raet would forthwith bring it in, and allſoe to cleare with y^e deacon upon y^e church trefury account.

Serieant Dickerman and Serieant Winſton made theyer returne of theyer veiw of y^e Land that Benjamin Bowden had propounded the laſt Towne meeting, and that in theyer Judgments they did not ſee any ſuch inconvenience but that y^e Towne might grant it unto him:

Som of y^e Neighbors did obiect it would bee a ſtraitning of y^e place in y^e Highway and watring of cattell; after it had been a while debated The Towne did by vote grant unto Benjamin Bowden a peece of Land near y^e weſt creeke aboue y^e cauſway, between Sammuell Allens land & meddow and y^e highway befor y^e ſd Sammuell Allins homelot, y^e ſd Bowden not to make only a priuate benefit of it, but for his encouragment to build upon it and ſet up y^e trade of Tanning for y^e puplike good of y^e Towne; and for y^e quantitie how much and y^e forme how it ſhall lye, they appointed the Townſmen to ſtate it out, and therin to take care that highwayes and watring place for cattell be ſecured, that inconvenience to y^e Towne may be p^rvented.

Robbert Augur againe renewed his former requeſt that y^e Towne would grant unto him a peece of Land by y^e homelott of Sammuell fearns to ſet his houſe upon, which was now ready or neare ready to raiſe, and defyred the Towne would now iſſue it for him; & ſome others ſpake on his behalfe that it might be iſſued, for he wayted to haue lyberty to ſet up his houſe upon it:

After it had been debated a while, The Towne did by vote Grant unto y^e sayd Robbert Augur a peece of Land according to his former propofition, and did appoint the Townsmen to fteate out y^e fd Land, and to take care that highways and watring for cattell be fecured to preuent inconvenience to y^e Towne.

M^r Joens informed y^e Towne that one reafon of y^e meeting now was to pupliffh unto y^e Towne fom orders made by y^e Townsmen, which wer then read out of y^e Townsmens booke of Records.

[206] The frft they read & pupliffhed was who they appointed to burne y^e woods; And fecondly y^e perfons they had appointed to fee that fwine goe not without rings or yokes according to Law; and allfoe to profecute all dry cattell that com into y^e cowe herds according to former Towne orders, and particularly renewed at a Towne meeting y^e 13 of march 1676/7.

The perfons to fee to y^e fd fwine & dry Cattell wer Jn^o Cooper fenior, Jn^o Tomfon se^r and Nathaneel Thorpe;

Allfoe they pupliffhed y^e perfons they had appointed to look out for calves to be bred up for bulls in y^e feuerall herds according to former Towne orders;

The Towne did now by voet order and appoint that thofe bulls appointed for y^e fervice of y^e herds fhall continue for that fervice, notwithstanding any former order to y^e contrary or otherwife, untill they are fix years old.

Allfoe y^e Townsmen did moue it to y^e Towne and advize y^e Towne to order that noe young wood be cutt downe upon y^e commons within two miels of y^e Towne, but noe order made about it at y^e prefent.

Allfoe a motion made to haue young Cattell herded at a diftance from y^e Towne, but nothing done further in it.

Allfoe y^e Townsmen acquainted y^e Towne that they tooke notis of y^e felling of many Timber trees upon y^e commons of y^e Towne to peelee of y^e barke, & this done by diuers perfons upon y^e feuerall fides of y^e Towne, wherby ther is great fpoill and waft of y^e Timber and that of y^e beft fort, to witt, white oake and many of them good rifke and fitt for building, wherby great inconvenienc hath & more is like to bee to y^e Towne, and that therfor it is very needfull to make fome order for y^e regulation therof, and to appoint fom penalty for breach of fuch order.

Allfoe from y^e Townsmen it was defyred that perfons would

attend theyer fitting in y^e feats appointed them, that foe order may be attended and noe diforder or difturbance caufed, and in hop that perfons would take notis of it nothing more was done about it at y^e prefent; but if it be not, then it will be neceffary for y^e Towne to confider & make fom further order, to p^ruent all offence.

M^r Joens on y^e behalfe of M^{rs} Goodyer mooued y^e Towne to grant unto her a peece of Land befor her homelott for her fon John Goodyer to fet a dwelling houfe upon. It was debated and afterwards, The Towne did defyer & appoint the Townfmen to Confider y^e motion & veiw y^e place and make theyer returne at another Towne meeting.

Abraham Dickerman, Jn^o Winton & Tho: Kimberly who were appointed by y^e Towne to veiw a peec of Land for Simon Tuttle to fet a fhop upon for his trade, made returne that they had veiwed y^e place and did Judge y^e Towne might grant it without dammage to y^e Neighbors;

The Towne by voet granted unto y^e fayd Simon Tuttle a peece of Land of Twenty fouer foote in Length and Twelue foot in breadth, ouer againft y^e homelot wher Richard Johnfon dwelleth

Edward Prefton renewed his request hee had formerly made to y^e Towne to grant him a peece of meddow Land by y^e weft riuier neare y^e oifterpoint. The Towne by voet did grant unto y^e fd Ed: Prefton a peece of meddow of one ac^r or one acre and a halfe, and did defyer & appoint y^e Townfmen to ftate it out and to bring unto y^e Towne meeting a defcription of y^e place and y^e Length & breath of it, allways prouided that ther bee noe ftoppage or hindrance of carts or y^e like to com at y^e ftalls.

The comittee formerly appointed by y^e Towne to veiw y^e commons in order to laying out another or a third deuifion now brought in theyer returne, which was read unto y^e Towne, and upon y^e reading of it after a little debate,

The Towne did defyer and by voet appoint y^e Magiftrats and y^e Townfmen to be theyer committee to confider of the returne now made and allfoe to p^rpare fom confidderations for the Towne in order to laying out y^e fayd deuifion of land, and allfoe to endeour to purchafe of y^e Indians, fuch lands as yet are unpurchafed.

[207] The reports of y^e Indians ftirring and a noife of warr was fpoken of, And it was defyred that perfons would be very care-

full to haue theyer arms & ammunition in all readynes, not knowing what y^e Lord may exercife us with; as allfoe y^e Towne was made acquainted that a military wacth was p^rpared to be fet going, and y^e Towne might now declare themfeuls whether they would haue only a fingle wacth or what wacth:

The Towne by voet did renew y^e former order and appoint the Magiftrats and military officers, to appoint what wacth and ward according as intelligence may bee of y^e motions of y^e Indians, and allfoe did order & appoint y^e feuerall fquadrons in theyer courf to be a guard on y^e fabbath days, as fhall bee appointed by y^e fd committee untill further order.

Ralph Loines made requeft that y^e Towne would be pleafed to appoint fom meet perfons to ftate out his proprietie at Chefnutt hill, wherupon y^e Towne did by voet order and appoint, the Townfmen to doe it, or elf by fom other meet perfons cauf it to be done, according to y^e beft light they can gett.

Cap^t W^m fowler defired of y^e Towne that they would be pleafed to fauor him foe farr as to grant him thof points of upland adioyning to his meddow in his oifter riuer, which points of Land Jn^o Clark told him that y^e Townfmen (of whom y^e fd clarke bought that meddow) did encourage him might be granted him for his advantage to fence y^e fd meddow, as allfoe that the Towne would be pleafed to grant 30 or 40 acres more at y^e place upon y^e acco^t & as part of his allready granted fecond deuifion, or upon y^e acco^t & as a part of y^e 3^d deuifion to be layd out, And y^e Towne by voet appointed y^e Townfmen to take the matter into theyer confidderation.

Jn^o Tomfon on his owne & y^e behalfe of fom others that haue Land in y^e Club on y^e weft fide, they intending to make a pature ther, defyred that y^e Towne would giue them lyberty to run a fence acroff y^e highway ther and downe y^e hill to y^e meddow;

And y^e Towne granted them lyberty foe to run a fence ther ouer the highway, prouided they make and Keep a fufficient gate or fufficient & convenient barrs to take up & downe, and allfoe that by theyer making a pature ther noe dammage bee done to y^e hurt of Neighbours or caufe of iuft complaint.

Jn^o Potter on y^e behalfe of y^e fouldyers that wer out in the Laet warr, mooued that y^e Towne would grant them fom Land, and y^e Towne by order did defyer & appoint that y^e magiftrats and Townfmen would confidder of y^e motion.

ATT A MEETING OF Y^e FREEMEN FOR CHOICE OF DEPUTIES AND Y^e
PROXIES, AND A TOWNE MEETING HELD IN THE AFTERNOONE
IN NEWHAUEN THE 30. OF APRILL 1678.

Cap^t Thomas Munfon & mofes Manffeild were Chofen deputies
for y^e Next Gene^r Court, and John Chidfy the third man.

In y^e afternoone at y^e Towne meeting y^e orders of laft meeting
wer read.

Cap^t Thomas Munfon, Leau^t: Mofes Manffeild, Will: Bradly,
Henry Glouer, Jn^o Cooper Se^r, Abraham Dickerman and Jn^o
Nafh were: Chofen Townfmen for y^e yeare enfuing:

Jn^o Nafh requested y^e Towne to grant him y^e fauor of freeing
him from y^e office of y^e Townfman this yeare, and y^e Towne upon
what he had faid for refon of his request, did by vote free him;

And M^r James Bifhop was Chofen Townfman for y^e yeare
enfuing.

Leau^t Mofes Manffeild was Chofen Trefurer for y^e yeare
enfuing.

Jn^o Nafh was Chofen Recorder for y^e yeare enfuinge.

The Townfmen wer Chofen Lifters and appointed to p^rpare the
lift according to Law for y^e generall court in october Next.

[208] James Heton and Jn^o Cooper Ju^r were Chofen furveyers
of y^e high waies for y^e year enfuing.

Jn^o Chidfy and Sam^l Miels wer Chofen Lether fearchers and
fealers according as y^e Law appoints, but upon theyer defyer the
giuing y^e oath to them was deferred untill fom further confiddera-
tion.

Thomas Kimberly and Tho: Tuttle wer Chofen fealers of
waights and meafures for y^e yeare enfuing; but Tho: Tuttle not
being p^rsent y^e oath was not giuen, but deferd to fom other time.

The Townfmen or y^e maior part of them were appointed
Auditors of y^e Trefurers accounts of y^e laft yeare.

Nath: Kimberly & Jeremiah Hull wer Chofen fenc veiwers for
y^e fuburbs quarter:

Jn^o Punderfon Ju^r & Jofhua Hodgkins for Goodman Gibbs his
quarter:

Joseph Pecke & Nathaneell Boikin for y^e Clay pitt quarter:

Joseph Mofi & Tho: Sanford for y^e little quarter:

Nicolas Elfye and Tho: Leeke for y^e Gouvernors quarter.

Heywards wer Chofen

Sam^{ll} Alling & Nicolas Hues for y^e Subburbs quarter :
 Timothy Gibbard & Jonathan fowler for Good^m Gibs quarter :
 Abraham Bradly & John Blaxly for y^e Clay pit quarter :
 Jn^o Cooper Ju^r & Jn^o Mixx for y^e little quarter :
 Joseph Morris & Nathaneel Mixx for y^e Gouer^r quarter :
 Joseph Tuttle & Jn^o Tomas Ju^r for y^e Necke and allfoe to be
 veiwers of y^e fenc and gaets belonging to y^e Necke.

The Towne by voet defyred and appointed the Townsmen
 within som fhort & feasonable time to call together the afor^t
 veiwers and Heywards before them, & to establiſh them in theyer
 reſpective places according to law, that ſoe that worke may be
 performed that corne may bee preferued.

The Towne did now againe confidder y^e buyſines of y^e great
 ſpoile and waſt that hath been made of Timber upon y^e Commons,
 and now order that noe perſon ſhall fell any timber tree upon y^e
 Commons without leaue and order from y^e Townsmen, & that
 whoſoeuer ſhall fell any timber or tree upon y^e Common to peelee
 of y^e barke, wthout ſuch leaue as aforeſd, ſhall forfeit fue ſhillings,
 2^s of it to y^e complainer and profecutor, and 3^s to y^e Towne
 Trefury.

Mr Jones, one y^e behalfe of y^e Townsmen, now made returne of
 the veiwe of a peece of Land (which at a former Towne meeting
 they wer appointed to veiwe) for M^{rs} Goodyer befor her homelot
 by y^e Creek and informed that they had veiwed y^e place, and had
 ſtated it out, it is about three rod ſquare, and did not apprehend
 it any inconvenience to y^e Towne to grant it to her for her ſon
 Jn^o Goodyer; wherupon y^e Towne by voet did grant y^e ſ^d peece
 of Land to them, prouided hee build a dwelling houſe upon it
 wthin Twelue months.

ATT A TOWNMEETING HELD IN NEWHAUEN Y^e 24th OF JUNE 1678.

After y^e calling y^e Names and reading y^e orders of y^e laſt
 Gene^r Court and y^e orders of y^e laſt Towne meeting,

John Chidſy & Samue^{ll} Miels wer called to take y^e Lether
 ſealers oath; Jn^o Chidſy answered that he did in y^e laſt Towne
 meeting and now allſoe againe doth deſyer to bee free from that
 worke, and that he had ſerued feuerall years in it, and was not

willing to take y^e oath, upon which ther was som debate, but nothing iffued about y^e Lether fealers.

The veiwers of fences complained that y^e fences wer generally unmarked foe that they could not find y^e owners, and if a speedy courf be not taken for euery man to marke his fence about y^e quarters, the fences are not like to be Kept in repayer.

[209] The Towne therfore now ordered that all perfons that are owners of fences about any of y^e quarters or corne feilds about y^e Towne fhall within three days from this time marke theyer fence fufficiently, according to former order in that cafe, and y^e fame fd marks maintaine from time to time and at all times, & that upon y^e penalty appointed in former orders.

The Townfmen fpake to y^e meeting that they wanted of y^e Number of y^e Townfmen: M^r Bifhop who was Chofen for one of them, being p^rfent, fd he did not fee any call of god, he was fatisfyed in that, and hee did not fee any Call of man in it; And fom fpake of taking up with a lef number then feuen. Jn^o Cooper Seni^r allfoe who was chofen a Townfman defyred to bee free, alleging he had ferued many years together in that place, & now he fhould leaue it; after a little debate The towne did by vote order and appoint that y^e work of Townfmen fhould goe on with thof other fix or fiue that are Chofen.

Joseph Tuttle, who was Chofen Heyward for y^e Necke y^e laft Towne meeting, defyred y^e Towne to free him, for he was a lame man and could not attend that worke, & allfoe he thought y^e Law did free him, and nothing further done in that matter.

It is ordered that any horfe or mare (taken in y^e necke eyther by heyward or another perfon) not tyed or not foe faftned as he may not goe about to dammage any corne, euery fuch horfe or mare fhall be liable to bee pounded & fall under y^e penalty as in other quarter or corne feild:

It was propounded to confidderation to fettle a maintenance for y^e minifters for this yeare, and M^r Jones informed that y^e Church had had fom confidderations, and allfoe y^e Townfmen about it, and had thought of 3 raets, or 3^d upon y^e pound, w^{ch} might amount unto about 80^{lb} for each of them; and after much debate about it, it was mooued by fom to haue it put to voet for fettling y^e maintenance. fom defyred to know who were y^e men that wer to haue it. M^r Jones answered that it was for y^e two men that

are y^e p^rsent men in Emproouement and noe other; allfoe it was said they were y^e men under y^e churches call; it was true y^e matter was depending as to one of them, and y^e church is to meet y^e Next fourth day, to confidder further of that matter in order to an issue; And therupon it was defyred by feuerall that things being foe, y^e buyfynes might be deferred untill after y^e church meeting, and then they should know better how to act, and foe it was left with y^e prudentiall men to call a Townmeeting in a fitt feason as they see a need of it.

ATT A TOWNE MEETING HELD IN NEWHAUEN Y^e 9th OF SEPTEM^r
1678

The orders of y^e laft Townmeeting wer read.

Mr Jones acquainted y^e Towne of y^e occasion of calling them together was about fom things that y^e Townsmen had to propound to y^e Towns confidderation.

Cap^t Munfon, one of y^e Townsmen, informed that y^e Townsmen had confiddered y^e Towns occasions, and found ther was need of a raet to be layd, and thought one penny raet might ferue at y^e prefent, and allfoe that y^e inhabitants would bring in theyer bills of Eftate unto y^e Lifters.

The Towne did by vote order and appoint one penny rate to be paid unto y^e Trefurer for defraying y^e Towns detts, and to be paid fometime befor y^e frst of March Next.

It was allfoe propounded that a rate may be appointed for the minifters maintenance this yeare: and a three penny raet was propounded; fom defyred to know whether y^e minifters would ftay with us for y^e yeare, and much debate was about it: It was said that halfe y^e yeare was gone, and y^e minifters it wer neceffary should be allowed for theyer pains, and if they did not continue y^e yeare out, they should haue a iust account of theyer money and not be difposed without theyer consent.

The Towne did by voet order & appoint Threepence upon y^e pound to be payd from y^e inhabitants for y^e minifters maintenance this yeare, and to be equally deuided betwixt them, and allfoe appointed Deacon Will^m Peck, Jn^o Chidfy & Abraham Dickerman to gather it as y^e Law appoints:

[210] And allfoe did order & appoint that corne or flefh be payd at y^e prizes that it was payd att for y^e minifters ræt y^e laft yeare.

M^r Tho: Trowbridge propounded and requested of y^e Towne that they would grant to him foe much Land upon y^e banke fide befor his houle, to remoue his flaughter houle upon;

The Towne by voet ordered and appointed y^e Townsmen to veiue y^e place, and if they find it not inconvenient to y^e Towne to ftate it out to him, allways prouided that high ways be fecured and watrings preferued for y^e Townes ufe.

Mofes Manffeild propounded that y^e Towne would grant fom enlargement to that Land that Jonathan Atwater had bought of y^e widdow bannifter by y^e creek fide; but nothing was done more about it.

ATT A TOWNE MEETING HELD AT NEWHAUEN Y^e 16th OF DECEM^r
1678.

After y^e calling of y^e Names and reading y^e orders of y^e laft meeting,

The Towne proceeded to choofe conftables, and Jeremiah Howe and Samuell Alling wer chofen conftables, & Jn^o Auftin at y^e iron workes.

Chriftopher Tod propounded to y^e Towne concerning a peece of Land on y^e Eaft fide of y^e mill riuer, between y^e riuer & y^e Rocke, which he had formerly propounded for to y^e Towne; And The Towne did by theyer order refer y^e matter to y^e Townsmens confidderation, and did defyer them that they would well veiue y^e place and y^e quantitie, and allfoe to confidder what wer beft & moft convenient for y^e Towne to doe in y^e matter, and to make return of theyer veiue and confidderations at another meeting.

Complaint was made of great diforder among boys & youths in y^e puplike meeting upon y^e fabbath in y^e time of worfhip to y^e difturbance and offence of diuers, which to fuppreff and p^ruent, The Towne did defyer and for this yeare appoint Will^m Paine & Samuell Hemingway to take fom care & pains in y^e buyfines, each of them to haue a ftick or wand wherwith to fmite fuch as are unruly or of uncouth behauior in y^e meeting, and to acquaint y^e parents or M^r or fchoolm^r of fuch boys efpecially which are

commonly disorderly and most rude. Will Paine was appointed to looke to y^e boys in y^e Alleys & neare y^e Pulpitt, and Sam: Hemingway to looke to y^e boys about and upon y^e ftayers and aboue in y^e Galleries.

Edward Perkins, Jun^o Smith & Enos Talmadge requested the towne for som helpe in a case y^t concerns them, (viz.) they hauing purchafed Land on y^e west fide in that Lott which was M^r manffeilds second deuision, neare M^r Malebons Coue, ther wanteth Land for them, other lots Keeping them in. The Towne did recommend y^e buyfynes unto y^e Townsmen and did defyer and appoint them to iffue that matter.

ATT A TOWNE MEETING HELD ATT NEWHAUEN Y^e 19 OF MARCH
1678/9.

orders of y^e Last Towne meeting wer read.

William Paine complained of Oliuer seruant to Abraham Dickerman that he was very disorderly in y^e meeting upon the fabbaths, wherupon the Townsmen wer defyred and appointed, to appoint y^e sd Oliuer wher he shall fit in y^e meeting houle y^e time of y^e meeting and that he may bee lookt unto, as allfoe y^e sd Townsmen to appoint what boys shall fit about y^e pulpitt or Alleys, and what boys shall fit in y^e Gallery.

Sammuell Hemingway for himfelfe and on y^e behalfe of others at ftony riuer, who had bought of y^e Towne y^e fresh meddow, defyred to haue affuranc of it according to Law; wherupon y^e Towne by vote defyred and appointed, cap^t Thomas Munfon and Will^m Bradly, two of y^e present Townsmen, to figne bills of faell to thof purchafers in y^e behalfe of y^e Towne, and allfoe unto any others that haue bought Land of y^e Towne, and yet haue not had affurances, and allfoe they appointed L^t Mofes Manffeild and Abraham Dickerman, Two [211] of y^e present Townsmen, to giue affurance unto cap^t Thomas Munfon and unto Will^m Bradly for what Land they had bought of y^e Towne if they defyer it: thef to be done som time before May next.

Abraham Dickerman and Will^m Bradly who wer at y^e last Towne meeting appointed to veiue y^e second deuision of M^r Manffeilds lot on y^e west fide: now made theyer returne that

they had veiwed y^e Lot and y^e lots behind it, and doe find that all y^e Land between y^e Liens of that quarter Land is not taken up, and that that lott doth want its proportion of Land, and after it had been debated the Towne at present declared that ther beeing Land enough if the lotts be run out as farr as theyer Neighbours, that then that lott haue its proportion together, and y^e lotts behind them to fall in after that lott.

Samuell Whithead on y^e behalfe of M^r Guilbert mooued the Towne that they would appoint som perfon to lay out y^e Land which formerly was granted to M^r Guilbert by y^e mill riuer, aboue y^e fhepheards plaine, in exchange for M^r Tenches fecond deuifion; And y^e Towne did appoint and approue that Enos Tallmadge as furveyer fhould lay it out, and allfoe that he lay out the fecond deuifion of y^e fmall lots on y^e weft fide and y^e remainder of the firft deuifion of y^e yorkfhier quarter.

Sammuell Hemingway, on y^e behalfe of y^e inhabitants on y^e Eaft fide at ftony riuer, fouth end, &c. propounded to y^e Towne that they might haue lyberty and encouragment from y^e Towne to fet up a village on that fide to procure a miniſter amongſt them,* they finding it foe difficult generally and at fomtimes many of y^e dwellers on that fide cannot com ouer on y^e fabbath to y^e ordinance at y^e Towne, and did hope that if y^e Lord fhould fucceed fuch a work among them they fhould Keep y^e fabbath and attend y^e ordinance without fuch toille & difficulty as now they are laboring under. The Townſmen informed that fom of thof perfons had been with them, and did lay it feriouſly before them, as a matter worthy confidderation that they might fet up a village and gett a miniſter amongſt them, that foe they may y^e better Keep y^e fabbath in theyer dwellings, and y^e Townſmen had nothing againſt it, but doe defyer y^e Towne would encourage y^e work what they can.

The anfwer of y^e Towne to y^e motion at y^e prefent was that it was a caſe worthy ferious confidderation, and did order that y^e Magiſtrats and Townſmen bee theyer Committee to confidder of y^e buyſynes, and that thof inhabitants would confidder and bring in theyer propofals to y^e fd committee, that it may be prepared againſt another meeting.

* Regular preaching did not begin in East Haven Village until about 1704—the first minister being a son of the Samuel Heminway here mentioned.

The Townsmen acquainted y^e Towne that they had som things to propound to y^e Towne to confidder of and to order concerning them as they shall find it necessary, and first about y^e fortification set up, especially in y^e quarter wher was som wood that was neuer set up and som is caryed away.

The Towne ordered that all fortification wood or stuff, whether set up or lying downe, and is not quarter-fence, be sold by y^e Townsmen for y^e benefit of y^e Towne, and y^e account of it be giuen in to y^e Trefurer.

Allfoe y^e Townsmen declared, that confiddering y^e affliction by the hand of god in y^e pease, they thought it best for y^e present to leaue it to y^e possesors of Lands in each quarter or feild to plant or not to plant Indian as they judge meet.

Allfoe they informed of great complaint about y^e dry cattell, of y^e Towne Keeping in y^e herds and on y^e cow walks, which is a great inconvenience and dammage to y^e Towne, in that y^e cows are pinched in feed, and y^e commons ouer filled with cattell neare y^e Towne, and y^e dry cattell might be as well if not better further of y^e Towne;

And therupon for this yeare ensuing y^e Towne did order that all such dry cattell as shall goe in y^e herds on y^e cove walks shall pay by y^e head y^e same rate by y^e weeke as y^e cove doth to y^e cowkeeper, which shall be leuyed on y^e owner of euery such beaft as y^e pay for the coves is, to pay y^e cowkeepers wages;

And it was further ordered that y^e number of y^e coves in y^e Towne be brought in unto y^e Townsmen, somtime befor y^e second day of y^e Next weeke; and allfoe y^e Towne ordered that y^e cows of y^e Towne shall goe in herd, with a cowkeeper constantly attending them, and further ordered that y^e Townsmen to whom y^e number of coves is to be brought shall deuide them into fouer herds and fite y^e herds;

It is allfoe ordered that y^e herd that goeth toward y^e pine rocke & plains shall not goe by y^e penstock into plains in y^e morning, but Keep along the oxe pasture on y^e west side of y^e Beuer pond; [212] And y^e Towne by vote gaue lyberty to thof whose coves goe toward y^e mill, or of thof of y^e Next herd that goeth to y^e pine rocke, to make a fence at y^e penstocke from y^e quarter fence to y^e swampe to turne cattell, only they are to make barrs to take downe for passage of cattell or carts.

It was propounded on y^e behalfe of Jonathan Atwater that y^e Towne would be pleased to grant him som addition of Land unto that little he had bought of y^e widdow Banifter by y^e creek fid ouer against Nathan Andrews his home lott, And it was ordered that y^e Townsmen would veiwe y^e place and y^e quantity and how it will lye, and make returne at another meeting.

Peter Mallery propounded on y^e behalfe of Ely Robberts that y^e Towne would grant him y^e lyberty of being an inhabitant, and upon y^e motion Lyberty was granted to y^e sd Robberts of an inhabitant to buy Land of any as he could for his use.

It was propounded on y^e behalfe of Bartholemew Jacobs for lyberty to fenc in som land for his use & supply of his famly occasions;

And by vote it was ordered that y^e sd Jacobs hath lyberty to fence in five or fix ac^r of land by muddy Riuer for his use for the space of fix or seuen years, and y^e Townsmen to state it out to him.

ATT A MEETING OF Y^e FREEMEN TO CHOOSE DEPUTIES AND FOR Y^e
PROXIES IN Y^e MORNING, AND A TOWNE MEETING IN Y^e
AFTERNOONE, HELD IN NEWHAUEN Y^e 29 OF
APRILL 1679.

William Bradly and John Chidfye wer chofen deputies for y^e Next Gene^r court.

In y^e meeting of y^e Towne in y^e afternoone The orders of y^e last Towne meeting were read.

The Townsmen made returne of theyer veiwe of the Land w^{ch} Jonathan Atwater had requested of y^e Towne to grant him to fet a house upon; and upon theyer information, The Towne did by voet grant unto y^e sd Jonathan a peece of land from y^e high way or streeet to y^e creeke, beginning at y^e North end at Joseph Allfups fence, leauing y^e streeet or high way at y^e least three rod wide, and to extend in length to y^e southward fouer rod and on halfe, and at y^e south side a square line from y^e streeet to y^e creeke, and all along y^e front y^e streeet to be full three rod wide.

It was ordered that ther shall bee seuen Townsmen chofen for y^e year ensuing;

Jn^o Cooper Se^r: Jn^o Winton: Will^m Bradly: Abraham Dicker-
man: John Harriman Se^r: Henry Glouer: & Jn^o Chidfy wer chofen
Townsmen for y^e yeare enfuing.

Mr Thomas Trowbridge was chofen Trefurer for y^e yeare
enfuing.

Jn^o Nafh was Chofen recorder for y^e yeare enfuing.

Jn^o Cooper Se^r & Jn^o Harriman Se^r wer Chofen fence veiwers
for the corne feilds or quarters on y^e East fide of y^e Towne from
y^e oxe pasture to y^e Sea:

Timothy foard & Edward Perkins wer chofen fence veiwers for
the Corne feilds or quarters on y^e west fide of y^e Towne from y^e
oxe pasture to y^e Sea; and it was further ordered, that y^e fd
veiwers fhould proceed in theyer veiwe according to Law, & to
continue theyer veiwe whilst there is corne in y^e feild; allfoe it was
ordered that y^e laft years veiwers fhall goe with and fhew thees
New veiwers euery mans fence, and at a time when theef veiwers
fhall appoint, upon penalty of fwe fhillings to be leuyed on them
as other fines; allfoe it was recommended to y^e Townsmen to
confider of a way of recompenf againt another meeting.

Timothy foard & Edward Perkins took y^e fence veiwers oath.

Heywards wer Chofen for y^e feuerall quarters:

Jn^o Alling & Jofeph Pecke for y^e fubburbs quarter:

Danyell Sherman and Jn^o Hodgkins for y^e yorkfhier quarter:

Jofeph Tuttle & abraham Bradly for y^e clay pit quarter; Jn^o
Cooper Ju^r & Jn^o Paine for y^e great quarter and y^e little quarter:
Jn^o Thomas & Samuell baffet for y^e Necke, and they to take care
of y^e gaets & fence of y^e Necke.

Jn^o Chidfy was chofen fearcher & fealer of Lether, & Sworne.

Thomas Kimberly & Thomas Tuttle were Chofen fealers of
meafures and waights, according to the ftanderds they haue.

The Townes men wer Chofen Lifters, to p^rpare y^e lift for
octo^r court according to Law.

Lyberty was granted unto y^e proprietors of y^e Necke, for y^e
preferuing the corn therin, that if they fee caufe, they may, eyther
at y^e Neck bridge or at y^e banke aboue y^e end of y^e Lane, fet up
fence and a gate, for theyer fecuryty.

[213] It was propounded on y^e behalfe of Jn^o Pryor that he
might haue y^e grant of foe much Land by y^e water fide to fet
a fhop (for his trade) upon, and it was left with y^e Townsmen,

to confidder of y^e motion & veiw y^e place and to make returne of theyer opinion in y^e buyfynes at another meeting.

It was propounded on y^e behalfe of Thomas Hodgkins* that the Towne would bee pleased foe farr to fauor him, for his more comfortable liuelyhood through y^e bleffing of god, he beeing a young man not hauing Land to work upon, that y^e Towne would grant him a peece of Land between y^e weft Riuer and y^e Rocke ouer againft Richard Sperryes:

The Towne defyred & ordered that the Townsmen would confidder of y^e motion & veiw y^e place, & make returne of theyer thoughts in y^e matter at another Towne meeting.

Serieant Dickerman renewed his motion to y^e Towne that they would prouide fom other perfon to keep y^e ordinary.

Samuell Whithead and William Paine were Chofen furveyors of y^e high wayes for y^e yeare enfuing.

A TOWNE MEETING HELD AT NEWHAUEN Y^e 18th OF SEPTEM^r 1679.

The orders of y^e laft Towne meeting were read.

M^r Jones acquainted y^e Towne that y^e occasion of calling y^e meeting was to informe of fom intelligence he had, and not in a fleit way but as it cam by lett from Maior Gold,† that he had information from a Indian, that ther was a combination among y^e Indians from Barnegett Eaftward by y^e fea with y^e Riuer Indians and Mowhawks, pequods and Mohegins, to deftroy y^e Englifh, to fall upon them in a day after they haue gott in theyer Hay and corne, as allfoe that y^e fd Maior Gold had information from an Englifh man weftward which was for fubftance y^e fame with y^e Indian information; therefore wee called y^e Towne, as to inform what we haue receaued, foe allfoe to confidder the matter, and not knowing what our danger may bee and to be in as good preparednes as wee can to preuent it, though allfoe fince that information y^e Indians therabout haue been examined, and they

* Thomas, son of Samuel Hodgkins, or Hotchkiss, born in August, 1654, and married in November, 1677.

† Major Nathan Gold, of Fairfield.

deny any such thing or that they know of any plott against y^e English, though y^e Indian that first discovered it did still affirme it, but y^e Indians said that he was in drinke, & that he spake it out of prejudice; our Indians allsoe deny it wholly that ther is any such thing; But yet it is our duty to be awakned, be as well provided as wee can against such a designe, and y^e rather becauf of hurry and disorder upon y^e occasion of that sad providence which fell out y^e last sabbath, by fyre, which if it had been kindled by an enemy we had been in great hazard both of liues & dwellings.

It was ordered that all persons bring theyer armes to meeting on y^e Sabbaths untill y^e Towne see cause to alter.

It was ordered that a military wath shall bee kept, and increased and ordered as y^e Magistrates and commiffion military officers shall see occasion

It was ordered that y^e fouldyers seats in y^e meeting house shall bee remooued backe to y^e wall, and made as convenient for fitting as may bee, and the Townsmen were desired to gett it done.

The farmers on y^e East side complained of y^e Indians, that they com to theyer houses upon y^e Sabbath when y^e men are gone to y^e meeting, which might bee affrighting to women or children, that are left at home, And therupon y^e Towne did desire M^r Jones to order y^e constable at y^e Iron works to goe to y^e Indians, and requier them to forbear comming to any English house upon the sabbath.

Deacon Peck acquainted y^e Towne that many were behind in theyer payment of y^e ministers raet y^e last yeare, and therefore himselfe and thof ioyned with him to collect that raete did desire that they would pay theyer due, and not put them to further trouble, and allsoe said further wee haue the word preacht to us, and therefore it was necessary that a raet be now settled, that som recompens may bee made; And after a little debate, M^r Harriman being at p^rsent in y^e worke, & not yet knowing what M^r Taylor will doe, The Towne did order that a raete of twopence upon y^e pound shall be payd for y^e encouragement in that worke, and that M^r Tailor be payd out of it a [214] meet allowance for recompens of his labors while he did stay with us in y^e spring and preached to us; ther was som speech of about 90^{lb}

for y^e one and 16^b for y^e other, but y^e lift for raets not being yet made it was uncertaine what y^e rate would amount unto, therfore it was not fully settled; and it was further ordered that y^e rate be payd at the prifes as formerly it was ordered, and Deacon W^m Pecke, John chidfy and S^t Abraham Dickerman were chofen to Collect the rate according to Law.

James Denifon on his owne and y^e behalfe of y^e inhabitants on y^e Eaft fid renewed y^e motion defyring a village on y^e Eaft fide, and that they could bee glad to know what encouragement y^e Towne would grant to it; It wer answered y^e Towne had left it to a committee to confidder of y^e buyfynes and to p^rpare matters for y^e Towns confidderation; Then y^e f^d James mooued that y^e Committee would iffue that matter with them.

Jn^o Cooper, on of y^e Townfmen, informed that himfelfe, S^t Jn^o Winfon & abraham Dickerman, according as they were appointed had veiwed y^e Land which Thomas Hodgkins had requested y^e Towne to grant unto him, and that they had allfoe fpoken with neighbours, and they faw noe inconvenience but that y^e Towne may grant it to him, and that y^e man was very defirous y^e Towne would Grant it to him, though upon third deuifion account;

The Towne did by voet grant unto y^e f^d Thomas Hodgkins Twenty acres of Land betweene y^e riuer and y^t Rocke ouer againft Rich: Sperrys Land, and y^e Townfmen wer defyred to fteate it out and bound it.

S^t Jn^o Winfon, one of y^e Townfmen, and S^t Abraham [Dickerman] informed that they had (as they wer appointed) veiwed y^e place which Jn^o Pryor at a former Towne meeting had mooued y^e Towne to grant him Lyberty to fet his fhop upon, and they did Judge y^e Towne might grant him lyberty;

And after fom debate y^e Towne by vote granted to y^e f^d Pryor A peec of Land to fet a fhop upon for his trade, by y^e water fide, befor William Gibbons lot, of Ten or Twelue foot wide and Twenty foot long, and not to fet it upon or or breake y^e Leuell ground, and y^e fame ground to haue for his encouragment to follow his trade, but if he remoue away or Leaue his trade, he may if he pleaf take away his fhop, but y^e land to returne to y^e Towne againe; and y^e Townfmen wer defyred and appointed to fet it out and bound it.

THE 22 SEPTEMBER 1679 AT A MEETING OF YE FREEMEN OF
NEWHAUEN.

Cap^t Tho: Munfon & cap^t Moses Manffield wer chofen deputies
for y^e Generall Court, and Jn^o Chidfy was y^e third man

ATT A TOWNE MEETING HELD AT NEWHAUEN THE 29th OF DECEMBER
1679.

After y^e reading of y^e orders of y^e Laft Towne meeting,

Mr Jones acquainted y^e towne that y^e occasion of calling y^e
Towne together was for diuers neceffary reasons as to lay a
raete, and Choof conftables and to fpeak about y^e 3 deuifion of
land, &c.

Joseph Moff & Joseph Pecke were Chofen conftables, and John
Potter at y^e iron works.

The Townfmen informed that they had confiddered y^e Eftate
of the Towne, y^e detts they had to pay and other Charges to
defray, and leff then a raet of one penny halfe penny would not
(at y^e p^refent) reach y^e Towns occasions;

And y^e Towne did by vote order that a raet of one penny &
halfe penny be payd in to y^e Towne Trefurer or his order fomtime
befor y^e 1 of aprill next.

one of y^e Townfmen informed concerning that fum that Mr
Street had receaud of y^e Trefurer when he Kept y^e fchoole,
which was faid to be feuen pounds aboue y^e fallery due in y^e
time he kept it, which he had accounted to be but 3^{lb} and fom
odd, but yet he would make it 4^b, and it fhould be payd unto y^e
Trefurer this winter, foe it might iffue y^e matter; And y^e Towne
by voet accepted of fouer pounds being payd unto y^e Trefurer
as aforefd fhould iffue all y^t buyfines.

[215] Nathaneell Thorp* defyred Liberty of a few words to y^e
Towne, and fayd that his father was y^e firft that fett upon weaving
in this Towne, and was encouraged therunto and to bring up his
fons to y^t trade by the cheefe of y^e Towne, and that he had been
here 40 years and had noe meddow and found a great want of

* Nathaniel, eldest son of William Thorp, was born in 1640.

fom; And therefore did request of the Towne that they would grant him a peece of fwamp Land about fix acres, about 3 miells from y^e Towne aboue y^e pine Rocke;

And y^e Towne defyred & appointed y^e Townsmen to veiw y^e place and Confidder y^e motion and make returne y^e next meeting

Jn^o Chidfey, one of y^e men appointed to collect y^e minifters Rate, defyred the perfons that had not paid theyer laft years rate to bring it in and not put them to further trouble, and allfoe gaue notis to bring in this years rate that day forthnight, which will be y^e 12th of January next, unto Harrimans houle wher y^e collectors will receaue it.

Jn^o Potter propounded for Jn^o Auftin that he might take up fom Land he yet wanted of his proportion in fom of y^e Land that is drowned by the forge pond, but nothing was done about it.

Edward Dormer* allfoe propounded to haue fom Land granted to him near his houle by y^e fwamp, but nothing was done therin.

The Towne was informed that y^e Committee appointed to confidder and prepare things for y^e Townes confidderation or Confirmation about a 3^d deuifion of Land, and y^e buylines of y^e village on y^e Eaft fide, and giuing fom Land to y^e foldyers that wer in y^e feruice in y^e Late warr, had p^rpared things for y^e Towne; And y^e buylines of y^e Third deuifion was read which is as followeth:

The 26 of Decem^r, 1679, at a meeting of y^e Committee appointed to p^rpare for y^e Laying out of a 3^d deuifion of Land to y^e approoued inhabitants, they haue agreed as followeth: firft, That M^r Lambertons, M^r Goodyers, y^e Hartfordffhier & fubburbs quarters begin at M^r Malebons coue by y^e fea and goe one toward oifter riuier, as farr as Land will be found fit to lay out, and then from oifter riuier Northward, by y^e bound line between Nhauen and milford, and com round unto or toward y^e Mill riuier, and they to haue two thirds of theyer proportions in y^t tract: And M^r Jones, M^r Dauenport, Jn^o Coopers, Jams Heton, and y^e yorkeffhier quarters to begin at y^e mill riuier, or where y^e wefterne end if they reach not y^e Mill riuier, and thof fwe quarters wth y^e dwellers on y^e weft fide y^e Eaft riuier to lay out two 3^{ds} of theyer proportions, between y^e mill & Eaft riuers from y^e

*Edward Dormer is the person elsewhere usually called Edmund Dorman.

farmes land unto y^e blew hills; And then for y^e rest of theyer proportion, (viz) theyer other third part, all y^e inhabitants to haue it on y^e East side y^e East riuer & harbor, and ther allfoe all y^e dwellers on y^e East side to haue theyer whole proportions; And secondly, for y^e order wher euery one shall lye, if in y^e feuerall parts they can agree well or elf to be issued by lott: and thirdly, that fise or fix meet persons be appointed as fizers* to lay out y^e Land, and to haue power to make allowance in quantitye according to theyer good discretion, that foe y^e Land that is more stony or bad may bee somthing equalled with others, and a list bee p^rpared for them of euery mans quantitye & order how to lye: And fourthly, That when y^e Lands are layd out, though euery person may Emprooue them for theyer advantage as they see cause, yet noe person or persons to goe to liue upon them in fetled dwellings, being to remote for attending y^e worship upon y^e sabbath, and Liable to dang^r from y^e heathen, but upon good confidderation and approbation from the Towne.

Allfoe y^e committee p^rparation about Land for y^e foldyers was read, which was that y^e Towne would allowe for them 200 acres of land, and that y^e foldyers giue in theyer Names & y^e time they were out in y^e seruice, that y^e Land may bee proportioned to them and Layd out with and added to theyer 3^d deuision;

And after som debate about the things, The Towne by vote ordered that y^e 3^d deuision should be Layd out according to y^e modell now read;

And allfoe by vote granted to y^e foldyers y^e Land, and to be layd out as was by y^e committee propounded:

And it was allfoe by vote defyred and appointed that y^e magistrates and Townsmen bee a committee to p^rpare y^e list of euery mans proportion, And that y^e inhabitants bring in unto som of y^e Townsmen the claim they make of theyer rights in y^e sd deuision and theyer number of persons somtime within ten days.

[216] And for y^e village on y^e East side, thof inhabitants gaue in theyer propositions to y^e committee which they defyred might be granted, which were, first: That they might haue liberty to gett a minister amonge them, for theyer meeting and to keep y^e Sabbath in a way as they ought: and secondly, that bounds may be granted them as high as muddy Riuer: Thirdly, that they

* Sizrs = assizers.

might haue liberty of admitting inhabitants among them for theyer help in y^e worke & maintenance of a minifter: fourthly, that they may haue liberty to purchafe fom Land of y^e Indians neare M^{rs} Greckfons farme, if the Indians are willing to part with it: fithly, That what land of the Quinepeags is within Brandford ftated bounds y^e right of y^e purchafe may bee giuen to them: and laftly, that they may bee freed from paying raets to y^e Towne when they fhall haue procured a minifter.

To theef particulars y^e Committee returned as followeth:

firft, that they bee encouraged and haue liberty granted to gett a minifter to fettle among them as foon as it [doth] appeare they are in a capacity to maintaine a minifter & uphold y^e [ordin]-ances of chrift;

fecondly, That when they are fetled in a village way with miniftry they haue liberty to admitt theyer owne inhabitants for y^e future, but to attend fuch cautions & confidderations for regulation of theyer fettlement as may confift with y^e intereft of religion and y^e congregationall way of the churches prouided for to be upheld;

Thirdly, as to y^e purchafe of Land of y^e Indians near M^{rs} Greckfons farme, Newhauen being bound in couenant to fupply y^e Indians with Land for planting when they need, how farr Liberty to purchaf land of them may confift wth y^t engagement unlef with due caution is to bee confiddered;

fourthly, for y^e Quinepeage Land now within Brandford bounds and was att firft bought by us and neuer payd for by Brandford to us, That y^e Towne would grant unto them o^r Right y^e better to enable them to treat wth Brandford for Enlargment on y^e purchafe money due with confidderation that Newhauen hath been long out of purfe;

fithly, for payment of raets to Newhauen that they be freed from it when they are fetled in a village way with miniftry;

fixthly, for commonage that y^e ftated commonage be at liberty on that fide of y^e Riuer within theyer limits for y^e ufe of Newhauen as hitherto, and what fhall remaine for commonage wthin thef limits be agreed upon;

feuenthy, That y^e inhabitants of Newhauen y^t liue in y^e Towne and haue propriety in Land on y^e Indian fide, whileft they foe continue pay theyer raets to Newhauen as hitherto;

Eightly, that theyer bounds fhall bee to y^e North fide of Allen

Bales farme by a line from y^e Riuer as his Land runs untill it meet wth Brandford line aboue foxens, And that y^e farms aboue that line be left at lyberty to contribute to y^e miniftry wth them, and fuch not to pay to y^e miniftry at Newhauen whilft they foe doe, untill further order.

After y^e Towne had heard y^e confidderations of y^e committee in anfwer to y^e inhabitants on y^e Eaft fide refpecting y^e village, y^e Towne approoued and confirmed it to be theyer order by vote.

The owners of y^e Lands in y^e Gouverno^{rs} and y^e little quarter mouued that for y^e eafe of fenc, if they fhould take away y^e fenc in y^e neck Lane and fenc y^e ends of y^e Lane, &c. y^t it might be allowed & approved fence to y^e quarter; And y^e Towne by vote ordered that if thof quarters faw caufe to let fall y^e fenc by y^e fides of y^e neck Lane, they fhall haue liberty foe to doe, and making fufficient fenc wth Gates at y^e ends of y^e Lane fhall bee accounted [fenc to] y^e quarter, & com under y^e Law as any other gates or barrs;

And allfoe further gaue Liberty to fet up fenc upon y^e [oifter-shell] feild wher may be Judged moft convenient for fencing y^e [quarter], taking into y^e quarter as much of y^e oifterhellfeild as [they can] conveniently.

Jn^o Brockett of Wallingford, that had his fecond deuifion about y^e head of malebons coue, complayned that by y^e poffefors of aioyning Lot he was difturbed or put of his fayd Land, now requested that y^e Towne would let him haue it ther or in fom other futable place, but there was nothing done further in it at this time.

Leaut^t Nathaneell Merriman & Abraham Dowlittle mad a motion to y^e Towne (as they fayd), being fent from y^e Towne of Wallingford; at firft they deliuered theyer meffage by word, and it was defyred if it came from theyer Towne they would giue it in writing, [217] and afterward they gaue a writing which is as followeth:

At a Lawfull Towne meeting of y^e inhabitants of Wallingford,
December 15 1679.

The Towne appoint Nath^l merriman & Abraham Dowlittle Sen^r theyer agents to fpeake with y^e Towne of Newhauen to defyer theyer louing confent for y^e fetting downe of a bridge at y^e place commonly called y^e pines in the Road from Wallingford

to Newhauen, and allſoe to deſyer them to afford them what timber & ſtones may bee requiſit for y^e building of ſd bridg as neare as may bee in theyer Land.

as atteſts

Nath^l Merriman

Abraham Dowlittle

The Towne answered, it being Late and y^e motion New to them, they would take it into confidderation againſt another meeting.

Chriſtopher Tod propounded to y^e Towne to grant him that land which hee formerly mooued for, beeing about 5 acres lying below the mill between y^e Riuer and y^e Rocke, pretending to ſaue y^e wood upon it for repaying y^e mill. After it had been debated ſometime: The Towne by vote ordered that y^e wood upon that ſd 5 acres of Land be ſequeſtered for y^e uſe of y^e Mill for y^e p^rſent and untill further order, and that noe perſon fell any tree upon y^e ſd Land, upon penalty of two ſhillings and ſixpence for each tree felled ther, except for y^e mills uſe as aforeſd.

A TOWNE MEETING Y^e 9th OF FEBRUARY 1679

After y^e reading y^e orders of the laſt meeting M^r Biſhop acquainted the Towne that y^e occaſion of calling them together was, aboute the motion of Wallingford people, whoe came a fortnight agoe to haue ſpoken with y^e Towne, but came not time enough, And they had ſom ſpeech with y^e Magiſtraets and Townſmen and left a writing from theyer Towne, and were promiſed a meeting of y^e Towne at this time, to which it is expected they will com; but not being yet com into the meeting, and there wer diuers other things to bee ſpoken unto, they might bee ſpeaking to them the while.

William Bradly & Abraham Dickerman informed that according to Towns appointment they had veiued & confiddered the motion made by Nath^l Thorpe for a peece of Land to bee granted to him, and they thought it might ſuit y^e man, but it was in y^e midſt of y^e Cow walke, and it was debated ſom time; And y^e iſſue was:

The Towne granted unto y^e id Nath^l Thorp as a part of his third deuision a peece of land not exceeding 6 acres wher he defyred it aboue y^e pine Rocke, prouided that hee himfelfe nor any other his heyers or successor fettle any dwelling upon it, and that if hee fhall remooue from the Towne, it fhall returne againe to the Towne, hee being allowed iust fatifaction for his Emproouements, and allfoe further appointed that the Townsmen themfelues or elf fom whom they fhall appoint doe lay it out, and make due prouifion for high ways.

Jn^o Cooper Senior mooued on y^e behalfe of M^r Street of Wallingford to appoint fom perfons to lay out to him y^e Land which y^e Towne granted to his father aboue M^r Yaels: And therupon y^e Towne now appointed William Bradlye and Abraham Dickerman With Enos Tallmadge to Lay out y^e id Land according to y^e grant, and advifed to leaue the country Rode at leaft 6 Rod wide, and allfoe a high way between M^r Yaell his land and it; soe are other high ways to be prouided for.

Joseph Allfup Se^r defyred fom releefe about a parcell of meddow that hee had bought, w^{ch} at y^e first was Leau^t Seelyes meddow in quantitie 10 acres, and his neighbors haue layd out theyer meddow anew since y^e first laying out, and left him a portion feuerall acres too little:

[218] The Towne advized & appointed that thof whose meadow lyeth on y^e East fide by y^e harbor towards y^e blacke rocke lay out theyer meddow there & meafure y^e whole, that if there be loff of meddow by y^e breaking of y^e fea (as fom pretend ther is), if fuch loff be found that it be deuided in proportion to them all.

Upon y^e defyer of fom perfons that had bought Land of y^e Towne and had not yet any Legall conveyance of y^e fame unto them, The Towne did defyer & appoint L^t Moies Manfeild and S^t Abraham Dickerman in their names to make fuch Legall conveyances to perfons who had bought land of y^e Towns (who yet haue not any conveyance), eyther at y^e Beuor pond or elf where if y^e perfons doe defyer it.

Complant was made by diuers of great diforder in y^e meetings one y^e fabbath by feuerall perfons fitting in feats wher they wer not appointed, and thof that were appointed to y^e feat Kept out not being roome for them; And therupon y^e Townsmen were

defired & appointed to take y^e matter into confidderation against the next Towne meeting.

Allfoe complaint was made of great diforder in y^e meetings on y^e fabbath by boys and youths playing or talking, &c.

Wherupon the Conftables were defyred (it being a part of their worke) to looke into that matter and preuent fuch diforder without and within y^e houle, efpecially in the Gallery and about the ftayers.

Upon y^e defyer of fom of y^e Eaft fide dwellers The Towne did appoint M^r W^m Jones, Tho: Munfon & Jn^o Cooper Senior theyer committee to ftake out y^e Indians Land on y^e Eaft fide.

Jn^o Chidfy, one of y^e Townsmen, informed that they had confidderations of raifing a recompenf for y^e fenc veiwers this yeare, and theyer thoughts were to raife it upon y^e Emprooued Lands; and therefore gaue notis to y^e inhabitants to bring in to y^e Townsmen y^e number of theyer acres within three days, or elf they muft take y^e account they haue, and they thought on penny on y^e acre might doe & to be added to y^e raete.

A motion was made by fom whether y^e Towne would Grant liberty to sett up a saw mill and grant Liberty to take Timber, but noe more fayd or done about it at that time.

Leau^t Nathaneell Merriman & Abraham dowlittle appeared & mad a [] one y^e behalfe of y^e people of Wallingford & gaue in a writing under the hands of y^e Selectmen: which is as followeth:

The inhabitants of y^e Towne of Wallingford: To our beloued Brethren & Neighbours y^e inhabitants of y^e Towne of Newhauen wish profperitie: As for our motion formly made to you respecting a bridge ouer at y^e pines, could you haue feen it yo^r way to haue complied with us therin wee could not but haue acknowledged it an obliging fauor: But in as much as nothing elf will fatiffye but our engaging by an act of o^r owne to fecure you from all future Charge that in liklyhood might com to you by reason of a bridge being builte in that place, Wee y^e inhabitants of Wallingford beeing fenfible of y^e great want of & y^e great difficulties & dangers wee are & are likly mor & more to bee expofed to for want of fuch bridge, (befied y^e publike commoditie Redundant) doth inforce us to yeeld to any termes Rationall, Rather then y^e worke fhould fall, as allfoe becaus yo^r Louing

aspect toward us is highly prized by us: and rather then wee would bee iustly reputed iniurious to you, or o^r procedure in y^e fd worke any Longer obstructed or delayed, wee say: wee y^e inhabitants of y^e Towne of Wallingford: are ready if you be pleased to grant yo^r Louing Neighbourly consent that y^e fd bridge be fett in y^e place forementioned, & allfoe freely giue us timber & stones necessary for y^e S^d worke for y^e p^rsent & for y^e future, wher may most conveniently bee had in yo^r Lands adiacent, To engage our seaules o^r heyers & succeffors to secure you of New-hauen, yo^r heyers & succeffors from any charge that you might bee liable to by reason of y^e fd bridge: And doe by thes [219] presents declare that wee haue authorised & giuen full power to our trusty & welbeloued freinds Nath^l merriman & Abraham Dowlittle Sen^r as our agents: further to treatt & if they see cause to ioyne issue with you in this affayer:

The aboue written was agreed upon & voted by y^e inhabitants of y^e Towne of Wallingford at a meeting of theyers, 19 11^m 1679, to bee p^resented as theyer act & deed to y^e inhabitants of New-hauen by y^e hands of y^e aforefd Nath^l merriman & Abraham Dowlittle Senio^r, as atests

Jn ^o Brockett	} Select men
Sam ^l Andrews	
Jn ^o Hall	

The Towne after a little debate respecting y^e motion made by the wallingford men concerning y^e f^d bridge, did deifyer & appoint the magistrates & Townsmen a committee on y^e behalfe of y^e Towne to treat with y^e messengers & issue that buylines respecting y^e f^d bridge.

ATT A MEETING OF Y^e FREEMEN Y^e 27th OF APRILL 1680

William Bradlye & Jn^o Chidlye were Chosen Deputies for y^e Ge^r Court.

ATT A TOWNE MEETING Y^e 27th OF APRILL 1680.

After y^e reading y^e Laft Towne meeting orders, The Townsmen hauing been by y^e Towne defyred to Confidder of y^e Complaint made of persons disorderly fitting in y^e meeting on the

fabbaths, did now make returne of theyer confidderations in y^t matter, viz^t they thought it meet that now perfons would take notice to keep theyer fitting in y^e feats appointed them, and not in y^e feats appointed unto other perfons, and after that if ther bee need, & y^e Towne fee cauf to appoint it, ther may be a New feating in time convenient and if y^e towne thinke meet to appoint a pennalty on thof that doe not Keep order in theyer fitting wher they were appointed, and allfoe thought it might bee good for y^e Towne to appoint a perfon or perfons to fpeake unto perfons & call them to theyer places.

Jn^o Cooper Se^r, Will^m Bradlye, Jn^o Chidlye, Henry Glouer, Thomas Trowbridge, Abraham Dickerman & Jn^o Winton, were Chofen Townfmen for y^e yeare enfuing.

M^r Thomas Trowbridg was chofen Trefurer for y^e yeare enfuing.

Jn^o Nafh was chofen Recorder for y^e yeare enfuing.

The Townfmen were Chofen Lifters to p^rpare y^e country lift.

James Clarke & Will^m Johnfon were chofen furveyors of high-ways.

John Chidlye & Jofeph Tuttle were chofen Searchers & fealers of Lether.

Tho: Tuttle & Jn^o Punderfon wer chofen fealers of waights & meafures.

Jn^o Cooper Ju^r and Jn^o Paine were Chofen fence veiwers for y^e quarters on y^e Eaftern fide of y^e Towne;

Daniell Sherman & Ifaac Beecher were Chofen fence veiwers for y^e quarters on the western fide of y^e Towne;

The Towne ordered that for y^e Emprooued Land within thefe quarters about the Towne, there fhall be paid to y^e fenc veiwers y^e laft yeare one penny for each fuch acre, and y^e like allfoe to y^e fenc veiwers this yeare

There wer allfoe Heywards chofen for y^e feuerall quarters or corne feilds: Will^m: Johnfon & Jofhua Hodgkins for y^e great quarter, Beniamin Bradlye and Phillip Allcocke for y^e fuburbs quarter, Tho: Sanford & Jofeph Morris for y^e quarter from y^e Sea to y^e mill high way, Will^m: Bradlye or his fon & John Blaxly for y^e Clay pitt quarter.

Jn^o Tomfon & Jonathan fowler were Chofen fenc veiwers and heywards for y^e necke.

Edward Keely was defyred & appointed to looke to y^e boyes that fit under y^e ftayers and about his feat to Keep them in order. [220] Jn^o Potter requested y^e Towne to appoint fom perſons to lay out y^e land formly graunted unto him, and y^e Towne defyred & by vote appointed Mofes Manſfeild and Mathew moulthrop (who had allready laid out a part of that graunt) to finiſh that worke and Lay out y^e whole that was graunted unto him.

M^r Tho: Trowbridge & Leau^t: mofes manſfeild, defyred Libertye to ſet up a ſaw mill about 3 miels from y^e Towne upon a ſtreame of water that runneth between y^e pine rocke & y^e weſt Rocks, and in anſwer to y^e motion at p^rſent The Towne did defyer and appoint y^e Townſmen to veiwe y^e place and conſider y^e motion & what convenience or inconvenience it may be to y^e Towne to grant theyer defyer, and that care bee taken about Timber for y^e Townes uſe, & to make report att another meeting.

The Towne ordered y^e wacth to begin a conſtables wacth at p^rſent, and to be a military wacth if y^e magiſtrats & military officers ſhall ſee occaſion, and y^e ſame to bee in number each night as they ſee y^e caſe may requier.

It was propounded concerning caſke that ther might bee but on ſize and that iuſt in all, and y^e Towne at preſent did recommend it unto y^e Townſmen to conſider of that matter againſt another meeting.

Edmund Dorman againe requested y^e Towne to graunt unto him y^e Land he formerly mooued for, beeing about three acres lyeing neare his houſe, between y^e feild fence and y^e brooke.

The Towne by vote did grant unto y^e ſd Edmund Dorman the quantitye of three acres of Land near his houſe, between y^e fenc and y^e brooke, upon condition that hee y^e ſd Dormun giue Lybertye for a commodious high way ouer his Land to paſ into y^e woods behind ſackets, and defyred & appointed y^e Townſmen to ſtate out y^e ſaid highway and y^e Land, & make report of it y^e next towne meeting.

The Trefurer defyred thoſ inhabitants that had not paid theyer laſt years rate to y^e Towne ſpeedily to bring it in & make up theyer accounts.

The Towne by vote defyred and appointed y^e Townſmen to bee auditors of y^e Trefurers accounts of y^e laſt yeare.

Abraham Dickerman (as he had done formerly) did againe

giue notice to y^e Towne of his purpose to leaue of Keeping y^e ordinary, and did not see a court taken to settling of another in that worke, but did deferre it might not bee offensive if hee left it of, which he did intend to doe.

ATT A TOWNE MEETING Y^e 5th OF JULY 1680.

After y^e reading of y^e orders of y^e Generall Court, & y^e last towne meeting, Jn^o Cooper, one of y^e Townsmen, informed, that they had considered y^e buylines of y^e ordinary & had spoken with some persons, but could not prevail wth any to Keep y^e ordinary, & therefore desired now y^e Towne would consider y^e buylines and to procure some person to keep it that they may be satisfied with: And thereupon y^e Towne did deferre & appoint the magistrates & Townsmen, theyer Committee to take that matter into consideration, & to provide a meet person to keep an ordinary, That y^e Towne be not destitute; & if y^e Towne haue any Land that is fitt for pasturage they would be willing to afford that Encouragement.

Allfoe Jn^o Cooper, one of y^e Townsmen, propounded concerning y^e commons, particularly y^e cow & oxen pastures, that they might be cleared of brush & underwood which did much annoy & soe spread that it was a great hindrance to y^e growth of y^e feed for Cattell: Whereupon the Towne ordered that every male person of 14 years old being of ability of body, shall each of them work on day at cutting & clearing brush one y^e commons, sometime in Sept^r Next: when the Townsmen shall appoint, & in y^e manner they shall appoint, and that this clearing shall begin in y^e cow & oxen pastures, and whosoever shall neglect to attend & performe y^e sd worke, having had 24 houres warning, shall pay a fine of 2^s 6^d, to y^e Towne.

A motion was made on y^e behalfe of Nath^l Sperry & Benjamin Pecke,* that y^e Towne would graunt unto them, at y^e upper side of theyer father Sperrys farme, a small parcell of boggy meadow and y^e upland at y^e end of it to y^e riuer; [221] upon y^e motion The Towne deferred & appointed the Townsmen or some of them, to view y^e place how it lyeth, & what quantity is of y^e meadow,

* Benjamin Peck's wife was Mary, daughter of Richard and sister of Nathaniel Sperry.

& what quantitie of y^e fd upland, & to make report therof at another meeting.

William Bradly one y^e behalfe of Ebenezer Hill propounded that y^e Towne would graunt unto him a small parcell of Land to sett a shop upon, between the frame that Jn^o Goodyer hath sett up by y^e Creek side, and Sam^l fearns his Lott; And in this allfoe y^e Towne defyred & appointed y^e Townsmen to veiwe y^e place & make report therof at another meeting.

Ifaac Beecher Se^r defyred to bee freed from y^e office or work of a fence veiwer, to which he was Chosen in Aprill Laft, alleaging that he had Laetly ferued in that worke, And y^e Towne by voet did free him, & by voet Chose Jn^o Mixx in his Roome to Joine with Daniel Sherman.

ATT A MEETING OF Y^e FREEMEN Y^e 27th OF SEPTEMR 1680

Will: Bradly & Jn^o Chidly were chosen Deputies for y^e next generall court.

A TOWNE MEETING HELD AT NEWHAUEN Y^e 8th OF NOUEMBER, 1680.

The orders of y^e Laft Towne meeting were read.

The Towne was informed that y^e occasion of calling them together was for the granting of a rate to be paid to y^e Trefurer for y^e defraying of the detts and other charges of y^e Towne, and after som debate, The Towne granted a rate of twopence upon the pound to bee paid by the first of march next in y^e kind and att prizes as form^{ly}.

Allfoe it was moued upon y^e defyer of Deacon Pecke that a rate for y^e minister might bee settled: And y^e Towne granted a rate of twopence upon y^e pound for this yeare and at y^e prizes as it was y^e laft yeare, and appointed William Bradly & John Winston to bee collectors of y^e same:

Sammuel Hemingway propounded to y^e Towne that they would exchange som Land which becaufe of the high way lay inconvenient to him, and that they would let him haue som of that land by y^e houses at y^e iron works between y^e two riuers: and

allfoe John Potter did defyer he might haue fom of that land granted to him: and The towne defyred and appointed Will: Bradly, Jn^o Winton, mathew moulthrop, Jams Denifon and Jn^o Austin to bee a committee to veiue thof Lands and high way that Sam^{ll} Hemingway reports of & make returne at another meeting, and allfoe to veiue a peece of Land that Jn^o Austin mooued to haue granted him for conuenienc of fencing, and to giue in theyer confidderations in y^e p^rmises.

The Towne defyred & appointed the Townsmen to confidder and iffue y^e cafe respecting Thomas Tuttle and his Brethren about theyer Land at y^e upper end of y^e necke, and approoued of Enos Talmadge to be Surveyor to lay it out.

ATT A TOWNE MEETING HELD AT NEWHAUEN Y^e 13th OF DECEM^r
1680.

The orders of y^e laft Generall court wer published;
allfoe y^e orders of our laft Towne meeting read.

James Clarke & Nathan Andrews wer chofen constables for y^e year infuing, and matthew moulthrop was chofen constable at Stony Riuer, &c.

The buylines of y^e third diuifion was fpoken unto by y^e committee, and they were informed that y^e committee had had confidderations laetly about it and had thoughts of fom perfons that might be fitt as fizers to lay out y^e fd diuifion, and now if y^e Towne were fatiffyed with them they might eftablifh them; y^e men were M^r James Bifhop, Jn^o Cooper Senior, Leau^t Manffeild, Enfigne Jn^o miels and Jn^o Clarke.

[222] After fome debate y^e Towne by vote defired & appointed M^r James Bifhop, Jn^o Cooper Senior, Leau^t Mofes Manffeild, Enfigne Jn^o miels and John Clarke to lay out y^e 1^d 3^d diuifion & to fize y^e Land by theyer prudence and beft difcretion according to y^e order of y^e 29th of Decemb^r laft, and y^t there bee allwayes not under three and y^e maior part of them that goe upon y^e worke agreeing fhall iffue y^e buylines;

It was allfoe fpoken unto how thof perfons fhould be payd for theyer time and Labour, and y^e p^rsent difcourfe was to be paid by y^e proprietors according to y^e number of acres;

Allfoe for y^e order how y^e proportions of men fhall lye 1, 2, 3, 4, &c. it was thought it muft be by Lott, and for that purpofe a Towne meeting was appointed to bee upon y^e next 2 day of y^e weeke at 10 of y^e clocke.

Chriftopher Tod, y^e p^refent miller, propounded that if y^e people of y^e Towne would bring theyer corne to y^e mill at times when he hath plenty of water, hee could & would grind it well, & they fhould haue it without fuch Lof of time in ftaying for grinding: But if that cannot bee done, hee had fom further thoughts (hauing advifed with fkilfull workmen) to raif y^e dam and make one of y^e mills a breft mill, and New shafts and wheels to both y^e mills, which will be a great charge, and therfore would propound that euery man in y^e Towne that can worke would afford him theyer helpe, if it were two days of a man, and if they are not fatiffyed (by hauing theyer corne well ground into good meale and without fuch lof of time in long ftay) by one years end after y^e mills are foe builte, he would pay them for theyer worke.

ATT A TOWNE MEETING HELD IN NEWHAUEN Y^e 20th OF DECEMBER
1680.

Mr Jones acquainted y^e Towne that they Knew this meeting was appointed at y^e laft towne meeting. and y^e buylines was about y^e 3^d diuifion which is to be layd out, and y^e Committee had mett and p^rpared fom things to propound befor y^e Lotts (which wer allfoe prepared) wer drawne;

And after y^e reading y^e Laft towne meeting orders the Towne were informed that in theyer confidderations about y^e fd 3^d diuifion they found fom young men that had liued long in y^e Towne, but were not orderly admitted inhabitants, and therfore whether they would be willing they should haue a portion of land in y^e fd 3^d diuifion, and allfoe fom of them had been foldyers in y^e Late warr, and ther wer named Nicolas Hues, Roger Betts* & Jn^o woolcott, and that ther wer not many if any more:

* Roger Betts was a son of Roger, of Milford; born there in February, 1652.

Nicholas Hues (or Huse) was probably a son of Richard and Mary Hughes, of Guilford; he afterwards removed to Stratford.

And y^e Towne orders that y^e fd Hues, Betts & woolcott should haue a lott for a portion of Land for theyer heads & what Eſtate they haue in y^e liſt, but yet did not hearby take them in as orderly approued inhabitants: A lott allſoe was ordered by y^e Towne for Leautenat Nathⁿ merriman for on head and what Eſtate he hath in y^e liſt;

Allſoe the Towne were acquainted that y^e committee had confiddered that which was mooued y^e laſt meeting, Viz^t that perſons might haue theyer whole proportion together, and wheras formerly it was appointed to lay out Lots on y^e Weſt ſide but unto y^e round hills, but now ſince that time y^e lands aboue thoſ hills being purchaſed of y^e Indians, they did apprehend ther might be a ſufficient quantity of Land for y^e weſtern part to haue theyer proportions on y^e Weſt ſide y^e Mill Riuer;

And after y^e Towne had heard & confiddered y^e matter, by vote it was ordered, that y^e Weſterne part of y^e Towne, (which are M^r Lambertons, M^r Goodyers, Goodman Gibbs and y^e ſubburbs quarters, with all y^e farmes on y^e Weſt ſide & at y^e plaines) ſhould haue theyer whole proportion together, and to begin to lay out as was formerly ordered at M^r Malbons Coue, and ſoe along by y^e Sea to oiſter riuer, and thence upward by milford Line, untill they com at leaſt halfe a mile aboue y^e round hills, but not to exceed on mile aboue thoſ fd hills, and thenc to turn Eaſtward & lay out unto y^e mill Riuer, and if all y^e Lotts are not [223] prouided for by comming to y^e mill Riuer, then to turne backe and lay out behind thoſ Lotts already layd out aboue y^e Weſt rock and towards Lebanon, but Lebanon ſwamp not to be layd out, allways to lay out ſuch lands as they Judg fitt to bee layd out according to the order of y^e 29 December 1679.

And for y^e Eaſtern part of y^e Towne, which are M^r Jones, M^r Dauenports, Good^m Coopers, Jams Hetons* & yorkſhier quarters, with y^e Sea ſide dwellers and all y^e farmers between y^e Mill & Eaſt Riuers, wth thoſ farms on y^e Eaſt ſide that are aboue Allen Balls farme, to haue all theyer proportions together (except any doe deſyer to haue it in two places) and this part of y^e Towne to haue theyer lots between y^e Eaſt & mill riuers and on y^e Eaſt ſide y^e Eaſt riuer:

* This use of James Heaton's name seems to imply that he was now considered as the representative of Governor Eaton, for whom one of the original quarters was named.

And to begin with y^e first Lott behind M^r Tho: yales farne Land Next unto Joseph Bradlys Line, and thenc upward behind M^r yael & M^r Streets Land, Leauing y^e high way between M^r yales and M^r ftreets Land to run out, and when past M^r Streets Land to goe on by y^e East riuer fide, untill they com as farr as is Land fitt to lay out unto y^e blew hills, and then to turne downward by y^e mill Riuer fide, and when thof ranges of Lots are layd out, then to turne up againe by that range by y^e mill Riuer to lay out to y^e blew hills, & then downe again, untill all that Land between y^e Riuers be taken up, and then y^e rest that are not yet provided, to goe on in y^e order of theyer Lott on y^e East fide, begining aboue Allen Balls farne and foe goe on upward by Brandford Line towards Wallingford, & foe round by Whartons Brooke and y^e East Riuer untill all are accomodated;

And for thof farmes from Allen Balls to y^e Sea upon y^e East fide, they declared themfelues to take up theyer proportions within y^e Line stated to them for a village, which Line y^e Towne now stated to run from y^e North or Northeast Corner of Allen Balles farm Land, unto a marked bound tree between Brandford and us which standeth by y^e fide of a boggy meadow or fwampe:

Allfoe y^e Towne ordered that y^e Lotts throughout both y^e fides should be laid out Eight fcore Rod in length, wher y^e Land will beare them foe Long, but not to Exceed Eightfcore, Except it bee wher eyther a riuer or Lands allready laid out fhall make cranks or crooks, and therin to exceed y^e fd length noe more then y^e cafe neccessarily requireth, any difculty therin to be iffued by y^e appointed committee:

And further y^e Towne did order ther should bee a standing committee appointed to confidder of & iffue any difcultye, that eyther fizers or furveyer may meet with in theyer worke, & to appoint and advize them how to proceed, and they defyred & appointed M^r Jones, M^r Bifhop, Jn^o Nafh, Henry Glouer, Will: Bradley, Jn^o Cooper Senio^r, Jn^o Chidfy, Jn^o: Winston, Abraham Dickerman & Tho: Trowbridg to bee y^e fd committee untill y^e Towne fee caufe to alter it:

M^r Will Jones, M^r James Bishop, Jn^o Nafh, Henry Glouer & Jn^o Cooper. senio^r defyred to haue theyer proportions each of them in two alottments, and accordingly they had two lots for theyer proportions: Jn^o Harriman Senio^r defyred that himfelfe

& his son might haue theyer proportions in one Lott, and accordingly they had.

Goodman Tod defyred to Know y^e Townes mind about what he mooued y^e Laft Town meeting concerning y^e New building of y^e mills; but the meeting being neare a end & but few perfons ther to fpeak to it, It was advized him to fpeak to perfons in particular.

[224] Now for y^e Easterne fide of y^e Towne, The perfons that are to haue Land in the Third diuifion: Hear followeth theyer Names in y^e order theyer Lott came forth from y^e firft through-out unto the Laft:

Names.	heads	Eftates	Acres
Sammuell Baffett	3	14 ^{10s}	21
M ^{rs} Guilbert	4	666	149
Widdow Tallmadg	4	250	066
Thomas: Mixx	8	124 ^{10s}	62 $\frac{3}{4}$
Widdow Hodgkins	2	5	20
Edward Keely	1	7 ^{10s}	5 $\frac{1}{2}$
Widdow: Row:	2	28 ^{10s}	20
Thomas: Barnes.	3	56	23
Mercy: Moïs	3	31	20
Iſaac: Turner	5	362	92
John: Steuens	7	11	30
John: Cooper Ju ^r	7	47	37 $\frac{1}{2}$
Mrs: Tuttle	2	131 ^{6s}	34 $\frac{1}{2}$
John: Paine	6	51 ^{10s}	34
James: Clarke	2	50 ^{10s}	20
John: Barnes	6	59 ^{4s}	36
Mr Will ^m Jones	000	1000	200
Nathane ^{ll} Yaele	1	7 ^{10s}	7 $\frac{1}{4}$
M ^{rs} : Miels	1	150	34
Thomas Tallmadg	4	10	27
John: Daus	4	4	20
Will ^m : Collins	5	5	21
John: Mixx	4	35 ^{10s}	23 $\frac{1}{4}$
Joshua: Hodgkins	3	46	26
John: Brooks	7	4	29
John: Hummerſton	1	6	5 $\frac{1}{4}$
John: Blaxly	4	23 ^{10s}	20 $\frac{3}{4}$
Thomas Johnſon	2	35	20
Christopher: Tod	3	240	60
Will ^m Baffett	1	49	20
Widdow Miels	5	6	26
Barthole: Jacobs	7	28	33
Abraham: Bradly	5	41	28

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Names	heads	Estates	Acres
Jonathan: Tuttle	7	27 ^{10s}	33½
James: Heton	6	420	108
William Gibbons	1	18	20
• Lt Natha ^{ll} : Merriman	00	25	05
John: Holte	4	2	20
Widdow: Morris	2	125	33
John: Tuttle Se ^r	7	000	28
Joseph Tuttle	6	4	26¾
Samue ^{ll} Hodgkins	3	11	24
• John: Cooper Se ^r	2	250	54
Richard: Newman	6	61	36
Mr James Bishop	9	266	89¼
• Samue ^{ll} : Clarke	6	55	35
John: Johnfon	7	47	37
Dauid Atwater Ju ^r	1	35	11
Mr: Thomas Yaele	6	146	56
Jonathan Atwater	1	7	5½
The Schoole Lott	00	500	100
Robbert Augur	5	8	21
Sam ^{ll} : Johnfon	1	00	7
John: Hill	1	10	11
Mr: fens Lott	000	500	100
John: Tod	3	28 ^{10s}	20¾
Georg Pardee Se ^r		16	
Henry: Steuens	3	4	20
John: Hancocke	1	20 ^{18s}	14¼
Mrs Dauenport	5	666 ^{5s}	153
Nathanell: Thorp	6	17	27½
Abraham: Dickerman	8	86 ^{18s}	49¾
William: Bradlye	4	120	40
John: Atwater	1	18	14½
Lt Thomas: Munfon	1	500	114
Sam ^{ll} : Hummerfton	3	13 ^{12s}	22
Lt Mofes Manffeild	8	333	106½
• Henry: Brooks	5	19	23¾
John: Hodgkins	5	44	28¾
Widdow: Thorp	1	16 ^{10s}	20
Dauid Atwater Se ^r	6	333	90½
Widdow: Balle	1	6	20
Mr James: Dauids	3	320	76
Cap ^t John: Nafh	2	110	30
Jeremiah: How	4	27 ^{10s}	24½
Joseph: Bradlye	5	81	36
John: froft	7	51	38
Eleazer Morris	1	6	7
John: Balle	2	500	108
Widdow Judfon	1	8 ^{10s}	20

Names	heads	Eftates	Acres
Mr Will ^m Jones	9	500	136
John: Brockett	4	40	24
Eleazer Browne	8	33 ^{10s}	38 ³ / ₄
John: Tommas Ju ^r	3	28	20
Widdow: Brockett	4	19	20
Thomas Tuttle	11	51 ^{10s}	54
Sammue ^{ll} : Browne	6	44	36
Thomas Leeke	3	7	20
Thomas Beamond	2	00	20
Jofeph: Manfeild	10	133	106 ¹ / ₂
Daniell: Barnes	1	56	15
John Pardee	1	00	4
M ^{rs} : Cofter	1	34	20
• John: Cooper Se ^r	00	250	50
John: Baffett	4	75 ^{6s}	31
[225] Joshua Atwater	0	300	60
M ^{rs} : Allerton	4	9	20
John: Morris	6	22 ^{10s}	28 ¹ / ₂
Richard: Little	8	50 ^{10s}	42
Widdow How	7	34	34 ³ / ₄
• Natha ^{ll} : Potter	4	71 ^{10s}	30
Nicolas: Hues	1	7	5 ¹ / ₂
John: Watfon	1	13: ^{19s}	8 ³ / ₄
Mr James Bifhop	00	266	53 ¹ / ₄
Jofeph: Jenes	6	98	43
Thomas Kimberly	2	47 ^{10s}	20
Thomas Powell	2	100	28
Sammuell Tod	5	64 ^{10s}	33
Thomas Sanford	7	59 ^{10s}	40
Tho: Hummerfton	1	12 ^{6s}	6 ³ / ₄
William: Paine	2	47 ^{6s}	20
Dauid Tuttle	1	12	6 ¹ / ₂

The perfons that are to haue theyer third diuifion of Land on y^e Western fide of the Towne: Hear followeth theyer Names in y^e order theyer Lott came forth from y^e firft throughout to the Laft:

Names	heads	Eftates	Acres
Henry Bristow	12	79	63 ¹ / ₂
Mr Tho: Trowbridg	8	394	111 ¹ / ₂
Ebenezer Browne	8	25	37 ¹ / ₂
Jeremiah: Hull	9	29	42
Daniel: Tommas	6	48	33 ¹ / ₂
William: Johnfon	10	66	43
William: Trowbridg	11	500	144
Ifaac Beecher Se ^r	3	95	31

Names	heads	Eftates	Acres
Benjamin: Bunnell	6	5	25½
Widdow: Tommas	3	45	21½
• Edward: Prefton	5	12	22¼
John: Downe	12	58	59½
Beniamin Bouden	7	11	29¼
Nicolas Ellfye	2	70	22
Beniamin Bradlye	3	38	20
Nathan Andrews	7	30	34
Joseph Allfup Ser	9	100	56
Sammuel Loins	4	52	26¼
Simon: Tuttle	2	4	20
Ely: Robberts	3	4	20
Richard Rofwell	1		4
John: Gibs	2	500	108
Thomas: Hodgkins	2	26	20
John: Sperry	4	34	22¾
Henry Glouer	2	563	120½
Jonathan } Fowler	3	533	143
Marke }			
Sammuel Smith	3	26	20
Henry Glouer	00	563	104½
Ifaac: Beecher Ju ^r	2	6	20
John: Chidfy	10	18	44
Edmund Dormur	6	46	35¼
• Mary Hall Widdow	3	5	20
John: Jackfon	4	84	32¾
Widdow Glouer	6	29	30¼
Jonathan Lamfon	1	20	20
John Hariman Ser }	7	37	44½
Mr John Harriman Ju ^r }			
Eleazer: Beecher	3	13	20
Nathaneel: Kimberly	7	17	31¼
Joseph Allfup Ju ^r	2	4	20
William Pecke	2	27	20
Joseph: Moifs	3	32	20
• Joseph: Preston	1		4
Ebenezer: Hill	2	12	20
John: Sackett	8	83	48½
Nathaneel: Boikin	1	36	20
Sammuel: Bristow	2	12	10
• Peter: Mallery Ser	8	65	45
Eliazer: Holte	4	11	20
William Chatterton	8	35	39
Widdow: Osborne	6	370	98
Samuell: fearnes	6	9	25½
• Peter mallery Ju ^r	2	28	20
Widdow: Alling	2	35	20

Names	heads	Eftates	Acres
William: Pringle	10	18	43½
• William: Woodden	11	82	60½
Jeremiah: Whitnell	2	50	20
• John: Clarke	13	109	74¾
Sammuel ford	3	27	20
John: Tommas Ser	7	45	37
John Woolcott	1	4	5¾
Ralph: Loins Ser	5	450	110
Mrs: Greckfon	4	500	116
John Winston	5	69	44
Richard Sperry Jur	2	7	20
Sammuell Whithead	3	363	84
Mr John Hodfhon	6	138	51¼
Beniamin Peck	7	28	33¾
Roger Betts	1		4
[226] John: Alling Jur	5	35	27
Phillip Allcock	4	200	56
• Zacheus Canbee	6	26	29
Enfigne Jn ^o : Miels	7	1	28¼
Timothy: ford	2	23	20
William Tomfon	1	60	20
John: Nafh	0	390	78
John: Punderfon	8	180	68
Sammuell: Alling	6	52	34½
Widdow Andrews }	4	533	149
Timothy Gibbard }			
Edward Perkins	4	306	77
John: Tomfon	9	150	66
Richard Sperry Ser	8	74	46¾
Joseph Pecke	5	40	28
• Mrs: Goodyer widow to Mr Lamberton	3	666	145
John: Perkins	3	18	20
Widdow: Tomfon	1	22	20
Mr Hooks Lott	0	500	100
John: Culuer	6	10	26
William Willmot	9	84	52¾
John: Beecher	7	19	31¾
• John: Umberfeild	5	49	29¾
Ralph: Loines Jur	1	41	20
John. Alling Ser	7	35	35
John: Smith	4	45	25
Ebenezer Smith	1	0	4
Henry Gibbons	1	15	20
Edward Graues	8	33	38
Richard Miels	0	400	80
John. Benham	9	40	42
• Daniel Sherman	7	49	38½
Matthew ford	4	37	23

Thes underwritten wer not brought in untill after y^e Lots wer drawne & wer allowed to com in after y^e former on y^e East side:

Jn ^o Tuttle	1	20	12
Nath Tuttle a foldier			2
sold to M ^r James pierpont & his heirs by y ^e s ^d Nath Tuttle			
Widow morrell	1	0	4
Jn ^o & Thomas Guilbert	2	0	8
Joshua Culuer	00	—	26
by order of y ^e committee of the third diuision			

A TOWNE MEETING IN NEWHAUEN Y^e 31th OF JANUARY 1680.

Last Towne meeting orders wer read.

- Jn^o Cooper Senior acquainted y^e Towne with fom things w^{ch} y^e Townsmen had had fom confidderation about; And frst that they take notis of much Spoile & dammag that was like to bee upon y^e winter corne in y^e quarters and y^e Necke, & defired those concerned to take Speedy courf about fences & gates to p^rferue it: further y^e fd Townsmen had confiddered the fortification which y^e Towne Set up in y^e Line of y^e quarters fences, and they meet to propound to y^e Towne to fell it to those whose fenc was & is to bee wher it standeth at Sixpenc per rod; and after it had been debated Som time The Towne ordered that y^e S^d fortification wood should bee Sold as it stands to y^e owners of fenc in y^e place at Sixpenc per rod if they will buy it, or elf y^e Townsmen to fell it as they can after the frst of May Next, and allfoe further ordered that eury perfon doe marke his fence in y^e aforefd line:

Allfoe y^e Townsmen published y^e Names of y^e perfons they had appointed to burn y^e woods, which may bee feen in y^e Townsmens booke;

And allfoe they published who they appointed to raif and bring up calues for bulls for y^e herds.

- Daniel Sherman, Jn^o Mixx, Jn^o Cooper Ju^r & Jn^o Paine fenc veiwers were Sworn; Allfoe Philip Allcock, Benjamin Bradly, W^m Johnfon and Joshua Hodgkins: Heywards, were Sworn.

S^t Jn^o Winston & S^t Abraham Dickerman hauing veiued y^e land that Nathaneell Sperry & Benjamin Peck had formerly

requested the Towne to graunt unto them, & after it had been debated:

The Towne by vote graunted unto Nathaneell Sperry & Benjamin Peck a parcell of boggy meadow lyeing on y^e North fide of Richard Sperry his farme Land and ioyning to his land, together with the Land that Lyeth between y^e S^d boggy meadow and y^e West Riuer, [227] containing in all about Seuen or Eight acres, & allfoe liberty to run a fence upon y^e upland by y^e meadow fide for securing of it; and y^e Townsmen are desired & appointed to lay it out according to y^e graunt (& accordingly y^e Line layd out) from an Ash tree & foe unto a high place upon y^e Rock by Joⁿ Winston & L^t Dickarman.

Som of y^e Townsmen mooued on y^e behalfe of Enfigne Jn^o Miels and Daniel Sherman that y^e Towne would graunt unto them that part of the Swamp at y^e West riuer which Lyeth below y^e highway which goeth unto Richard Sperrys farme:

And y^e Towne defyred & appointed y^e Townsmen to veiw y^e place and confidder y^e motion & make return therof at another meeting.

S^t Winston & S^t Dickerman, two of y^e Townsmen, who were appointed formly to state out a high way for y^e Towne through y^e feild at Edmund Dormans and to state out y^e Land y^e fd Dormer had graunted to him, now gaue in theyer returne of doing that worke which is as followeth:

Wee whose Names are Underwritten being appointed to lay out a peece of Swamp land on y^e backfied Edmund Dormans house, and allfoe a high way into y^e woods by Sackets, haue stated a Sufficient high way to run along wth y^e fame line as now it doth through y^e feild untill it meete with a Cart way that commeth downe from Jn^o Sackets, and then to run up into y^e woods through y^e fd Dormans Land, which high way is to bee at y^e leaft two rods wide; And allfoe haue layd out that peec of Swamp Land about three acres, being bounded from a marked tree that stands by y^e barres that goeth out into y^e Woods by y^e fd Dormans unto a small white oake Tree marked about nine rods from y^e fd Barres, and from thenc to run to a great forked white oake tree and to Keep that line to y^e brooke and then y^e brooke to bee y^e bounds till it com to his owne land.

John Winston
Abraham Dickerman

A TOWNE MEETING IN NEWHAUEN Y^e 28th OF MARCH 1681.

Mr Jones acquainted them that y^e occasion of y^e meeting was becauf of y^e Rumors of y^e Indians beeing gathered together & defigned to fall upon y^e English, & by fom it is app^rhended that ther is danger toward, and that therfore it wer good for y^e Towne to make fom fortification that may bee for refuge in cafe of danger, and major Treat beeing hear y^e Laft Lecture informed us that hee had intelligence of a great body of Indians gathered up Hudfons Riuer, and indeed y^e appearing of y^e blazing Starr* in y^e winter, with y^e reports of Guns & Drums heard by fom, and y^e Earthquake taken notis of in a neighbour towne, may bee forrunners or bee warnings of fom great changes or Judgment neare, and etc: now to confidder if it wer o^r wifdom to make fuch prouifion as wee can for o^r defence if wee fhould bee affaulted:

The Towne hauing heard what was propounded, fom fpake of fortifying houfes one y^e outfieds of y^e Towne, and diuers mooued that a committee be appointed to confidder what fortifications wer neceffary, and y^e Magiftrats and Townfmen & commiffion military officers wer chofen a committee for to confidder of y^e matter and p^rpare it for y^e Towne, and allfoe did defyer and appoint them to confidder of y^e great Guns and other things neceffary to thof affayers and to appoint fuch wacthes & wardes as y^e Cafe may requier.

A TOWNE MEETING (wherin y^e freemen Chofe Deputies for y^e Gener^l Court and gaue in theyer proxies, and afterward y^e Townes occafions) HELD IN NEWHAUEN Y^e 26th OF APRILL 1681.

Cap ^t	{	Thomas Munfon	}	Chofen
	{	Mofes Manffeild	}	Deputies

Orders of y^e Last meetings were read.

It was propounded to y^e Towne concerning Goodwife Grannes,†

* A remarkable comet was visible in New England from November, 1680, to February, 1681.

† Hannah (Wakefield), wife of Edward Grannis; born 1644.

fhee was a woman under infirmity and Lamenes; shee had been before y^e Laft winter att Stonington with a woman of fkill, to ufe means for her cure, and had fom benefitt by her going, but was to againe this Spring in order to a cure, but shee was in dett for being at Stonington allready y^e fum of three pounds, and they were poor & had not wherewith to difcharge it, and therefore could not goe againe, and now was y^e feafon to goe or elf it was feared her cafe might com to be as bad or worfe then fhee was, &c.

The Towne after fom Confidderation & Debate of y^e matter did order that three pounds be allowed out of y^e Towne Trefury to be paid for y^e ufe of Goodwife Grannes, provided that shee now goe againe unto Stonington in order to y^e perfecting of y^e Cure.

[228] The Towne was informed of y^e request of Thomas Lechfeild of Boston, whose wife was a captive in Allgeir; & craued y^e charitable benevolence of well difpofed perfons for a help to her redemption*: And generally perfons fpak as willing to bee helpfull, if perfons were appointed to gather it.

Mr Jones acquainted y^e Towne that y^e committee appointed y^e Laft meeting to Confidder of fortifying becauf of y^e rumor of y^e Indians, had mett & confidered, but that buyfines of y^e Indians seems not to bee foe fudden and preffing as was then feared, and therefore might be left at p^refent & proceed to other buyfines.

Henry Glouer, Jn^o Cooper Se^r, Jn^o Winston, Tho: Trowbridg, Jn^o Chidfy, Tho: Munfon & Mofes Manffeild were chofen Townsmen for y^e yeare enfuing.

Mr John Hodfhon was chofen Trefurer for y^e yeare enfuing.

Jn^o Nafh was Chofen Recorder for y^e yeare enfuing.

Dauid Attwatr & Will^m: Johnfon chofen Survayers of high wayes for y^e yeare enfuing.

Jn^o Chidfy & Jofeph Tuttle chofen Searchers & Sealers of Lether for y^e yeare enfuing.

* Mrs. Litchfield was redeemed, and returned to Boston two or three years later, to find her husband living in Roxbury with another wife.

Tho: Tuttle & Jn^o Punderfon chofen Sealers of waights & meafures for y^e yeare enfuing.

The Townefmen Chofen Lifiers to p^rpare y^e List according to law for Octo^r Court.

Jonathan Tuttle & Sam^l Tod were Chofen fence veiwers for y^e corne feilds on y^e Eaft fide of y^e Towne from y^e Sea unto y^e oxe pafure;

Jn^o Alling Se^r & Nath^l Boikin were Chofen fence veiwers for y^e corne feilds on y^e west fide of y^e Towne from y^e oxe pafure to y^e Sea.

Matthew ford & Sammuell Thommas wer chofen Heywards for y^e Subburbs quarter:

Mark fowler & Jeremiah ofborne Chofen Heywards for Yorkhyer quarter:

Jn^o Tommas, Nath^l Thorp & Abraham Bradly chofen Heywards for the clay pitt quarter, The reft of y^e quarters on Eaft fide y^e Towne & y^e necke.

The not beeing a fchoolm^r was fpoken of, And M^r Jones informed that the Committee haue been in y^e ufe of means to procure one, but cannot yet attain one. Diuers of y^e Towne defyred that a m^r might be put in at leaft to teach English, untill a m^r to teach y^e Languages could be attained, that youths might not lofe theyer time.

The buyfines recommended by y^e Gour & counsell to haue a lift of y^e number of perfons & bufhels of corne brought to y^e next Court was left unto y^e Townfmen and deputies to confidder of.

Ther being a bell brought in a veffell into y^e harbor, it was fpoken of and generally it was defyred it might be procured for y^e Towne; And at prefent it was defyred that M^r Tho: Trowbridg would if he can p^rvaile with M^r Hodg, y^e owner of it, to leaue it with him untill y^e Towne hath had fom further confidderation about it, & how it may ferue y^e Towns occafions, and defyred y^e Townfmen to veiwi y^e Terrett and confidder how it may fuit o^r occafions, and make returne to y^e towne of theyer apperhenfions in y^e matter

A TOWNE MEETING IN NEWHAUEN Y^e 15th OF AUGUST 1681.

Cap^t Thomas Munfon, on of y^e townsmen, declared y^e ocasion of this meeting was to Confidder y^e buyfines of y^e bell for y^e Townes use, w^{ch} was spoken of the Last Towne meeting (which meeting was in Aprill Last), at which y^e Townsmen were defyred to Confidder y^e matter how y^e bell might fuit y^e Townes occasions and to veiue y^e Terrett of y^e meeting house, & to make returne to y^e Towne of theyer app^rhensions in y^e case: Now they had veiued y^e fd Terrett and doe Judg y^e place may bee fitted to hang it in for y^e use of y^e Towne and allfoe being informed that y^e owner of y^e bell had sent to haue it brought to y^e Bay in Joseph Allfups vessell, and that y^e sayd Joseph had undertaken that y^e Bell should yet stay untill another returne, and it hauing Lyen soe long it would not be hanfom for y^e Towne to put it of, and therfore it wer necessary that now y^e Towne would Confidder whether they will haue it or not, and how to raise y^e pay for it, which will bee feuteen pound in money. Upon this information ther was a free and large debate of y^e matter and generally defyred that y^e Bell might be procured, and it was said that ther were diuers would freely contribute therunto:

[229] The Towne by vote ordered that y^e bell bee purchased for y^e Towne And allfoe defyred y^e Townsmen to take y^e trouble to see what of y^e pay may bee raised in a voluntary way, and what shall bee wanting to bee made up out of y^e Town trefury, and those that had contributed freely to be allowed in y^e rate. And y^e Townsmen were defyred & appointed to gett it hanged and fitted for y^e use of y^e Towne.

The Townsmen were appointed auditors of y^e trefurers acco^{tt} of y^e 2 laft years.

It was propounded on y^e behalfe of Jonathan Atwater* to haue fom enlargement granted him at y^e South end of his house, that he may secure y^e banke from washing by water in time of floods; And y^e Towne appointed M^r Thomas Trowbridg, Jn^o Tomfon & mofes manffeild to veiue the place and obserue y^e water cours, & make returne at another meeting.

*Jonathan Atwater (born 1656, son of David) had bought land in 1678, had been granted an enlargement in 1679, and had now been married for two months.

ATT A MEETING OF Y^e FREEMEN IN NEWHAUEN Y^e 3^d OF OCTOBER
1681.

Cap^t Thomas Munfon & L^t Mofes Manffeild were Chofen deputies.

A TOWNE MEETING HELD IN NEWHAUEN Y^e 12th OF DECEMBER 1681.

The Laft Generall Court orders wer published And y^e orders of the Laft towne meeting.

The Townfmen informed that they had fom things to propound for the Towne to confidder of, as first about y^e 3^d deuifion; fom perfons wer diffatiffyed that y^e Laying of it out goeth not on; diuers defyred theyer Land might be Laid out for theyer ufe, others did not defyer it to be laid out and that they would not pay for Laying it out. Wherupon it was defyred that y^e Committee that is appointed about that buylines would take it into theyer Confidderation and fet it in a way to be layd out:

And y^e Towne by vote ordered that if any person refufe to pay for Laying out his Land according to y^e Committees order, y^e Land foe laid out shall bee refponfable for to fatiffye for y^e fame.

The Townfmen mooued that a rate may be leuyed for paying the detts of y^e Towne: And y^e Towne granted a rate of one penny halfe penny and to be payd in to y^e Trefurer before y^e first of march next.

Leau^t Mofes Manffeild, one of thofe that were appointed to veiw y^e Land that Jonathan Atwater defyred y^e Towne to grant him in a former Towne meeting, did now make returne of theyer veiw of y^e place and did not fee any inconuenienc it would be to the Towne to grant him fom Enlargment; Wherupon the Towne granted unto Jonathan Atwater an Enlargment of twelue foot from y^e wall of his houfe fouthward.

John Culuer requested y^e Towne would grant him fom Enlargment out of y^e street or Common to ioine to a peece of Land he bought of M^r Rofwell ouer against Ser^t whitheads Lott, And y^e Towne defyred and appointed y^e Townfmen to veiwe y^e place and make returne at another meeting.

Abraham Dickerman who was one of those that viewed the Swamp below y^e high way at y^e west riuer, on y^e behalfe of Enfigne Miels & Daniell Sherman, now made returne, that they had viewed y^e place, and by theyer Eftimation it contains about fix or feuen acres and they fee noe inconvenience it may bee to y^e Towne to grant it to them, provided that high ways bee p^rferued;

And y^e Towne by vote granted unto Enfigne John Miels and Danyell Sherman that Swamp Land below the path that leadeth to Rich: Sperryes farme, containing fix or feuen acres or therabout, not to goe ouer y^e riuer, and Leauing sufficient high wayes, and doe appoint y^e Townsmen or any two of them to lay it out & state y^e high wayes.

It was propounded to Confidder of allowance for M^r Harriman for his Labors in preaching y^e word and y^e Towne by vote ordered that a penny rate be payd to him, and to be payd at the prifes it was payd y^e Last yeare, and appointed M^r Tho: Trowbridg and Henry Glouer to be Collectors of y^e f^d rate according to Law.

[230] Ther was great Complaint for want of grinding meale at y^e mill, and defyred by fom that y^e order for grinding y^e corne as it commeth into mill might be reuoked, for ther was much diforder and to be feared much falshood; fom propounded that y^e quarters in theyer feuerall turnes might grind theyer corne, and after much debate it was defyred and y^e Townsmen wer appointed to confidder y^e motions and fettle y^e best way they in prudenc can about the grinding at y^e mill.

Phillip Allcocke & John Tod were Chosen Conftables for y^e year enfuing.

ATT A MEETING OF Y^e FREEMEN IN NEWHAUEN Y^e 25th OF APRILL
1682.

Captaine Thomas Munfon & Mofes Manffeild wer Chosen deputies for y^e next Court and y^e proxies, in y^e morning.

IN Y^e AFTERNOONE A TOWNE MEETING Y^e 25th OF APRILL 1682.

After y^e reading of y^e orders y^e Last Towne meeting: Leaut^t Manffeild one of y^e Townsmen informed that according to y^e order of y^e last Towne meeting they had veiwed y^e place in y^e high way before Sam^l Whitheads homelott which Jn^o Colluer mooued might bee graunted to him to Sett a house upon, and they underftood that y^e Neighbours were much against it, and that becaufe it would bee a straitning to y^e high way, and they thought it were better to leaue it & not graunt it, and allfoe it was foe inconfidderable that they thought it would not benefitt y^e man.

Mr Thomas Trowbridge & S^t Jn^o Winston made returne to y^e Towne concerning y^e order of y^e last Towne meeting to lay out y^e Land graunted unto En: Jn^o Miels & Daniell Sherman, (viz) that they had layd out y^e fayd Land according to y^e graunt & had ftated a high way of two rod wide by y^e riuer fide to Lead from y^e road to y^e footbridge.

Jn^o Potter & Samu^l Hemmingway appeared on y^e behalfe of y^e inhabitants of y^e village on y^e East fide, & informed that they had had fome treaty with Brandford men about y^e Lands that had been purchafed of y^e Indians now in Brandford bounds as y^e Line is stated, and a writing (which they faid was giuen them one y^e behalfe of Brandford) containing fom propofalls to be done on N: hauens part, was read, & they informed that upon graunting y^e fd propofalls: Brandford would graunt to y^e village halfe a miele Eastward out of theyer bounds from y^e line as it is now stated, begining at y^e first station at y^e head of y^e great pond, and thenc Northward to y^e end of theyer bounds; after ther had been much debate of it, The Towne did appoint y^e magistrates and the Townsmen to bee a Committee to confidder the buyfines and advized that y^e village men procure from Brandford y^e writing or a copy of it, that wee may fee what they will graunt, and that then y^e faid committee would draw up an instrument for fettling of that affayer, and it was defyred it might be done before y^e 2 day of next weeke, becauf being a training day y^e Towne might be y^e better called together to confidder of the matter further if ther should be need, and further y^e Towne ordered y^e maior part of y^e Committee should bee a Corum.

Allfoe it was informed that y^e Indians fpeake of going up to y^e generaⁿ Court to complaine about theyer Land on y^e East fide, Wheruppon M^r Jones informed what had been done in order to y^e Laying out theyer Land and how y^e Indians caryed very discontentedly: after this matter had been debated, The Towne by vote ordered & defyred y^e Townsmen to make or procure a list or account, how many y^e Quinepeag Indians are, both old & young, that as near as may bee wee may Know theyer number, and allfoe to procure fuch a veiwe of y^e Land that hath been layd out for our Indians on y^e East fide that y^e quantitie of acres may be Knowne;

And further defyred our deputies to mannage the buylines at y^e Court if y^e Indians make any Complaint against us or our rights:

M^r Thomas Trowbridge, cap^t Thomas Munfon, Leau^t Mofes Manffield, Jn^o Chedfy, Jn^o Cooper Senio^r, S^t Jn^o Winston & S^t Abraham Dickerman were Chofen Townsmen for y^e yeare Enfuing.

M^r Jn^o Hodshon was Chofen Trefurer for y^e yeare Enfuing. [231] Jn^o Nash was Chofen Recorder for y^e yeare Enfuing.

The Townsmen were Chofen Listers to prepare y^e List for y^e generaⁿ Court in octob^r next.

Jn^o Chedfy & Jofeph Tuttle were chofen Searchers & Sealers of Leather for y^e year enfuing.

David Atwater Se^r & Will: Johnfon were Chofen furveyors of y^e high wayes y^e enfuing year.

Jn^o Alling Senio^r & Nathⁿ Boikin were Chofen fence veiwers for fubburbs quarter y^e year enfuing;

Tho: Mixx & Jn^o Hancock were Chofen fence veiwers for y^e Gouer^r quarter, and Edward Keely, only Edward Keely was freed from going to veiwe any further then from y^e Seafide to y^e gate at y^e end of y^e Neck Lane;

Jn^o Bale & Joshua Hodgkins were Chofen fence veiwers for y^e yorkshier quarter for this year;

James Clarke & Jn^o Hodgkins were Chofen fence veiwers for Good^m Coopers quarter y^e year enfuing.

Jn^o Alling Junio^r matthew fford were chofen heywards for y^e fubburbs quarter for year enfuing;

Jn^o Punderfon, Timothy Gibbard chofen heywards for y^e yorkshier quarter for y^e year enfuing;

Joseph Morris Jn^o Wattfon were chosen heywards for Gouer^r quarter for y^e year ensuing;

Jn^o Blakly & Jn^o Tommas were chosen Heywards for Good^m Coopers quarter & y^e necke this year.

The Townsmen were defyred to take care that Thomas Mixx, Jn^o Hancock and Joshua Hodgkins be warned to be fworne: with fenc veiwers oath: And allfoe Joseph morris, Jn^o Watfon, Jn^o blakely and Jn^o Tommas Heywards that they may be fworne.

The Bell that was procured for y^e towne being now hanged in y^e Terrett according to form^r order, it was mooued to y^e Towne how it should be ufed for y^e Towns occafion, and after a little debate It was ordered & defyred that y^e Townsmen would take y^e matter into confidderation & draw up y^e iffue of theyer thoughts about it, (viz) what times & in what manner it shall be ufed for y^e Townes occafions, & who may bee a fitt perfon for y^e feruice & what confidderation to be allowed, hauing treated with y^e perfon, as allfoe to gett done what is neceffary for well hanging and fitting it for feruice, and to make fuitable windows, & what is neceffary for y^e Keeping out of water that it decay not y^e houfe, And at y^e prefent untill another meeting Tho: Kimberly was defyred to ring y^e bell to call to y^e meetings on y^e Sabbaths or att other times, as y^e Townsmen shall defyer.

Jeremiah Ofborne complained of fom Enchroachment of Neighbors upon them in a peece of meadow at Malebons Coue; y^e first lines being lost they haue not theyer proportion, and therefore requested the towne would releaue them by ordering a new furuay & laying out; It was answered by fom body in y^e meeting that Jeremiah Ofborne had faid that they had meafured y^e meadow in y^e Lump & ther was Enough and to Spare from Captaine fowlers Line to giue euery one his proportion; And allfoe it was answered to y^e fd Jeremiah ofborne cafe that if any man had Kept his bounds as y^e Suruayer at firft layd out, they could not order him to have his furuayed & Laid out againe; but yet the Towne by vote did recommend it unto and aduize y^e Neighbors & owners of y^e meadow at that place, (ther being meadow enough there for euery mans proportion) neighbourly & Louingly to Confidder & agree foe as euery man may haue his proportion, and approued of Enos Tallmadge to be ufed as Survayer.

Moses Manffeild one y^e behalfe of his father Henry Glouer* requested that the Towne would grant him Lyberty for his conveniency to draw a certaine warehoufe or out houfe into y^e street a little way about Eighteen or Twenty inches;

After y^e debate: by vote Lyberty was granted unto Henry Glouer to remooue y^e id warehoufe or outhoufe Eighteen or twenty inches into y^e street, y^e end of it to fstand on y^e common Land whilft that f^d houfe standeth.

Upon a motion made by Joseph Bradly y^e Towne approued of Enos Tallmadge as Surveyer to lay out fom of theyer farmes land on y^e west fide y^e East riuer.

John Punderfon requested y^e Towne to graunt unto him a peec of land containing two or three acres, lyeing on y^e west fide y^e west riuer, between y^e path that leadeth unto Richard Sperries farme and Will: Willmots feild; nothing was further done in it, being very few perfons present.

[232] ATT A TOWNMEETING IN NEWHAUEN Y^e 5th OF MAY 1682.

The buylines about y^e village concerning agreements between Brandford & Newhauen, or y^e village on y^e East fide bordering on Brandford, was fpoken unto and as it was appointed & defyred y^e last meeting that y^e committee then appointed would draw up an instrument for enlargment into brandford bounds as now stated, which instrument was read to y^e Towne & approued, y^e Tennor wherof y^e instrument itfelfe will fully declare, and wheras it was mooued that Newhauen would appoint perfons & impower them in theyer Names to figne y^e releaf for acquittance to Brandford, as in that instrument more fully appears; wherupon y^e Towne by theyer vote made Choife of Thomas Trowbridge, Moses Manffeild & Abraham Dickerman, & defyred & appointed them, being three of y^e felect or townfmen, to figne or fubfcribe & feale the fayd instrument or acquittanc or releaf to brandford & deliuer it (unto y^e perfons appointed by Brandford to figne, fubfcribe & feale y^e instrument of graunting y^e enlargment of

* Moses Mansfield married Mercy, daughter of Henry Glover.

halfe a mile Eastward of theyer line, as it is now stated) upon theyer, y^t is Brandfords, deliury of it to Newhauen or y^e villages agents.

ATT A TOWNE MEETING IN NEWHAUEN Y^e 27th OF NOUEM^r 1682.

The orders of y^e Last Towne meeting were read:

The orders of y^e Last Generall Court were read./

The Townsmen propounded for a rate to be graunted to defray the towne charges, and informed that they had audited M^r Trowbridge his account of two years Trefuryship and y^e Towne was Eight pounds in his dett, all raets in his time being payd; and som speech had been with y^e p^rsent Trefurer and y^e state was foe that they thought a twopenny rate must bee graunted & hoped that might doe at y^e present:

And after som debate the Towne by vote graunted a rate of two penc upon y^e pound to be payd unto y^e trefurer for defraying the detts & charges of y^e Towne, somtime before March next, and in pay and price as formerly.

Townsmen informed that according to y^e order of y^e Last meeting they had agreed with George Pardee for his son Joseph* to ring the bell for y^e Towns occasions on y^e Sabbaths and other meetings, as it was wont to be by y^e Drum, and allfoe to ring y^e bell at nine of y^e Clock euery night, and allfoe to sweep y^e meeting houle euery week before y^e Sabbath, and to open y^e doors and windows and to shutt them and fasten them to preuent dammage; And he to be payd by y^e Trefurer fise pounds per Annum.

The Towne by vote approued of y^e agreement: /

The Townsmen gaue notice that persons attend to cutt brush upon y^e Commons when they are warned, which they intended to be shortly.

It was propounded by som of y^e Townsmen whether they would lett out y^e Sequestred Land to any persons that might appeare to take it for som time and putt it in a way for y^e Towns benefitt:

And after a little debate y^e Towne defyred and appointed y^e Townsmen to confidder of y^e motion and debate with any persons

* Joseph Pardee was born in April, 1664.

that might appeare to take y^e fd Land and on what Termes, and to make returne of theyer preparing y^e matter at another meeting.

Deacon Peck propounded for Encouragement to be allowed for y^e prefent minister* that is with us, and after som debate it was referred to the next Towne meeting.

John Nash requested of y^e Towne that they would Exchange his third deuifion, which Lyeth on y^e west fide, containing Seenty & Eight acres, for forty acres or Thirty fix which is y^e on halfe, by y^e meadow called malbons Coue, between y^e fd meadow and y^e rocks./

[233] The towne defyred & appointed the Townfmen to veiue y^e place and make returne at another meeting.

The Townfmen propounded on y^e behalfe of Jn^o Sackett Ju^r that y^e Towne would graunt him som Land by y^e Creeke fide below Jonathan Atwaters to build upon, he intending to Sett up y^e trade of glasing and he defyers to be near y^e water fide as best for his trade;

And allfoe it was propounded on y^e behalfe of M^r Tho: Trowbridge that the Towne would graunt him Land by y^e water fide, on y^e west of M^r Baches warehoufe, or if not there on y^e East of the fd warehoufe, to build a warehoufe upon:

The Towne defyred & appointed y^e Townfmen to veiue both the places and to make returne at another meeting.

M^r Brockett of Wallingford† mooued y^e towne that they would graunt him (inftead of his fecond deuifion Land which was on y^e west fide) a peece of y^e like quantity on y^e East fide y^e east riuer:

And y^e Towne for this allfoe defyred & appointed y^e Townfmen to veiue y^e place and make returne at another meeting.

The Townfmen wer defyred to aduize with M^r Brockett, who had been a furvayer and Layd out much Land for y^e towne at y^e beginning of y^e Towne, and take his information about high-ways, eyther unto Lands Layd out or for Country roads, and bring it to y^e Towne for Confidderation & confirmation.

* Rev. John Harriman, Jr.

† John Brockett was one of the original New Haven settlers, and had laid out the town plot. He had removed to Wallingford in 1670, and was now about 72 years of age.

Joseph Bradley informed that he had Laetly Surveyed his Land at the farme wheron he liueth, and wanteth 40 acres of his proportion and now requested he might haue it against y^e reare of his Land, on y^e west fide y^e mill riuer, or elf on y^e East fide y^e East riuer, near his owne 3^d diuision:

Allfoe Jn^o Baffett & Sam^l Baffett, that theyer Land at farmes was Laetly Suruayed and they want 13 acres of theyer proportion, and requested they might haue it on y^e East fid y^e East riuer:

The Townsmen wer defyred & appointed to confidder the motions about both y^e parcells and veiw and make return at another meeting.

A TOWNE MEETING IN NEWHAUEN Y^e 25th OF DECEMBER 1682

The last Towne meeting orders were read.

Cap^t: Thomas Munfon & John Chidfey were Chofen Conftables, but they refused to ferue in y^e office: then y^e Towne proceeded to another Choice, and Thomas Tuttle & Abraham Bradly were Chofen Conftables for y^e yeare Enfuing.

John Tomfon & John Potter as meffengers from & on y^e behalfe of theyer Neighbours, y^e inhabitants of y^e Village on y^e East fide, defyred of y^e Towne they would state y^e line between them & y^e Indians, that foe they might know theyer owne to difpofe of to Encourage any that may come unto them; allfoe that y^e line at theyer reare, from Alling Balls farme Eastwardly, might be run, and y^e line Laetly agreed upon between us and Brandford might be fetled, and upon theyer motion The Towne again defyred y^e Committee formerly appointed, which were M^r Jones, Cap^t Tho: Munfon & Jn^o Cooper Sen^r to state out y^e Line for y^e Indians Land; and upon theyer defyer for fom others to bee added to them, they hauing been at y^e worke & found fom difficulty wth y^e Indians, & y^e Towne defyred & appointed befieds thofe three aboue mentio^d M^r James Bifhop, Jn^o Nash & L^t Mofes Mansfeild to bee a committee to state out y^e line of y^e Indians Land:

And allfoe did defyer & order that y^e Townsmen run y^e reare line of y^e villag from Alling Balls farme Eastward according to former order;

And for y^e motion for y^e running y^e New Line between Brandford & us, The Towne ordered that y^e inhabitants of y^e village appoint fom perons of them [234] to ioyn with fom perons whom Brandford may appoint to run that line.

M^r Harriman requested y^e Towne to graunt unto him a parcell of Land lying against y^e reare of his 3^d diuision, there being much wood & trees upon it and y^e ground being riling and to y^e Eastward Cast such shade that it dammified his improoment, and he thought by gueff ther might be Twenty acres of y^e Land: Allfoe Moses Manfeild propounded on y^e behalfe of William Johnfon whose Land adioins unto M^r Harrimans, that y^e Towne would graunt unto him fom Land at y^e reare of his third diuision, about Eight acres; Likewise Ifaac beecher defyred y^e Towne would graunt him fom Enlargment at y^e reare of his 3^d diuision: /

The Towne defyred & appointed y^e Townsmen to veiw the three places mooued for and Confidder y^e matter and make returne at another meeting.

John Cooper Sen^r, on of y^e Townsmen, now made returne that according to y^e order of a former Towne meeting they had veiwed at y^e water-side where M^r Trowbridge requested that y^e Towne would grant unto him fom Land to fet a warehous upon, and they saw noe inconuenience it would bee to graunt it to him on y^e Eastward of M^r Baches warehous: And after it had been debated a while, The Towne by vote graunted unto M^r Trowbridge a peec of land by y^e water side, Eastward from master Baches graunt, Twenty two foot in breadth and thirty foote from high water marke upward and two or three rods into y^e flats, prouided hee build a warehous upon it within y^e space of one yeare next ensuing, and y^e Townsmen were defyred and appointed to state y^e graunt by setting of it out and make returne for record:

Allfoe y^e Townsmen made theyer returne that according to former order they had veiwed y^e place by y^e creeke w^{ch} John Sackett Jun^{or} mooued the towne to graunt unto him of 70 foot broad by y^e street to build a hous & a shop for his trade of a glasier, And they saw noe inconuenience to graunt it: And y^e Towne by Vote graunted unto John Sackett Junio^r a peec of land by y^e Creeke side, between M^r Trowbridges warehous & Jonathan Atwaters his hous, of seuenty foote wide by y^e streete, and to run downe to y^e Creeke, y^e street to be kept its widenes,

and this is provided that hee y^e said Sackett build upon it according as he propounded within y^e Space of two years next ensuing: and y^e Townsmen were appointed to Lay out and state it according to y^e graunt & make return for record: /

It was propounded on y^e behalfe of M^r Hodshon that y^e Towne would graunt him Libertie to Sett up a warehoufe by y^e water side before his homelott:

The Towne defyred & appointed y^e Townsmen to veiwe y^e place & make return at another meeting.

It was propounded for Jn^o Morris that y^e Towne would graunt him a peece of land by y^e water side before his homlott to build upon: and y^e like allfoe was mooued for Joseph Morris* before his homlott, And y^e Towne defyred & appointed y^e Townsmen to Confidder y^e motions & veiwe y^e places and make returne at another meeting.

It was propounded that y^e Towne would make an order that noe oistershells be caryed away or dispoed of from y^e townes use, And it was Commended to the Townsmen to Confidder of y^e matter against another Towne meeting.

Joseph Allfup Senio^r defyred the towne to help in a cafe concerning y^e meadow on y^e East side of y^e harbor, they hauing laetly layd out theyer meadow again:

Som persons that are remooued from y^e place they had formerly being not satisfiied, will not stand to that laying out: The Towne did defyer & appoint Townsmen to hear y^e cafe and afford theyer helpe unto the persons concerned in those meadows, or to prepare y^e matter for another meeting if they find y^e Cafe such as y^e Towne meeting can helpe in y^e cafe.

[235] Deacon peck mooued to y^e Towne that what hee propounded y^e Last Towne meeting for Encouragment of y^e present minister might be now confiddered.

M^r Jones then informed that y^e church had som confidderations that y^e Towne might haue som account of y^e state of y^e Cafe

* John (born 1646) and Joseph (born 1656) were sons of Thomas Morris.

between them & m^r willfon,* (viz) that in our need & want of helpe in ministry y^e committee of y^e church, (m^r willfon being in thefe parts) they made a motion to him to be helpfull to us this winter, and m^r willfon inclining to y^e motion they fent a man with him to y^e bay, and to com againe with him unto us, & now m^r willfon hath been hear fomtime. It is true he is not under Engagemēt for any Sett time, but it is likly it may bee halfe a yeare, though wee are not fure what god may doe, and wee hope that y^e Towne will keep up theyer louing complianc wth y^e Church, who had thoughts of a penny rate provided m^r willfon stay halfe a yeare, only out of y^e penny rate foe much be taken as to defray the Charge of y^e man that went to y^e bay and returned with him. After fom debate The Towne by vote ordered that a penny rate bee payd for y^e encouragemēt of y^e prefent ministry if he stay halfe a yeare, or if he stay not halfe a yeare then after that proportion, & the charges about fecthing of him to be taken out of it; And the Town Chofe Cap Tho: Munfon & Jn^o Cooper Senio^r Collectors of y^e s^d rate, and y^e rate to be payd at merchants price.

The Townsmen acquainted y^e Towne concerning Thomas Beament,† who is well knowne to haue been long under y^e afflicting hand of god and had been formerly helped with fomtimes a little wood, but this last Summer his wife allfoe falling lame & ill it will come unto a more Confidderable Sum, & they had hired a perfon to looke unto them, & therefore thought it was Conuenient to acquaint y^e Towne with y^e cafe, and as they haue thoughts y^e man should not fuffer, foe allfoe whilest there is an Estate y^e difburfments should be repayd out of y^e Estate:

After y^e cafe had been debated It was by vote ordered that the Townsmen Speak with them about theyer Estate & how it may bee managed to y^e best, and that they make Supply as hee needeth that he Suffer not by want: and a true account bee kept of what is expended out of y^e Towne Trefury.

* John Wilson, son of Rev. John, of Medfield, Mass.; born 1648; married Sarah, daughter of the Rev. Roger Newton, of Milford, in July, 1683; returned to Medfield.

† Thomas Beament, Beament, Bement, or Beaumont, died in 1686. His wife, a daughter of John Jackson, and widow of Eleazar Stent, died in 1685-6.

Jn^o Cooper Senio^r, one of the Townsmen, according to y^e order of y^e Last Towne meeting now informed y^t they had veiwed for Joseph Bradly and had layd him out twenty fve acres of land against y^e reare of his land on y^e west side of y^e mill riuer.

A TOWNE MEETING THE 15th OF JANUARY 1682 IN NEWHAUEN.

After y^e reading y^e orders of the last Towne meeting, Cap^t: Thomas Munfon & John Cooper Senio^r, who were then chofen Collectors of y^e ministers rate then graunted, did defyer to bee freed from that office, hauing much other publike buylines on them; And y^e Towne hauing heard theyer reafons and what they alleaged did releafe them, and chofe Leau^t Moses manffeild & Joseph Allfup Senio^r to bee Collectors of y^e faid raet.

And allfoe y^e graunt of Land to M^r Tho: Trowbridge by y^e water side to build a warehoufe upon & lybertye to make a wharfe, being now read, It was propounded by fom that y^e wharfe, if M^r Trowbridg make one at that place, may be free & at Lybertye for any of y^e Towne to land upon & not pay for it: and the Towne ordered that it should be free without paying, provided it doe not hinder m^r Trowbridges owne occafions.

John Cooper Senio^r informed that himfelfe & Moses Manffeild had veiwed y^e Land that m^r Harriman, W^m Johnfon & Ifaac Beecher Se^r did request the Towne in y^e Last meeting to graunt them, And now theyer returne was that the land did not Exceed y^e quantitie then fpoken of, & that it was stony & meane land, and that it would bee little hindrance to y^e Common by reafon of Daniell Shermans Land comming near unto them:

[236] After it had been debated, y^e Towne by vote graunted unto M^r Harriman, W^m Johnfon & Ifaac Beecher Senio^r y^e Land they mooued for at y^e end of theyer 3^d deuifion land; Allfoe y^e Townsmen informed that they had veiwed y^e places by y^e water side which M^r Hodshon Jn^o Morris & Joseph Morris had propounded for; and for M^r Hodshon they thought y^e Towne might graunt him against his Lott by y^e Sea, but in debate it was faid

Mr Hodshon defyred to haue it at y^e crocthes* which stood ther by y^e water fide, which is nearer Mr Baches warehoufe, and therefore it was left for y^e prefent that Mr Hodshon may bee fpoken with and y^e thing be understood better; and Jn^o Morrifes allfoe was debated a while but left to further Confideration, and Joseph morrifes allfoe refpited to another time.

Allfoe the Townfmen acquainted y^e Towne concerning y^e Sequefterd Land, that fom perfons had appeared to hyer it for fom years, and they thought it best for the towne to appoint a Committee to goe through in y^e buylines, to lett y^e fd Land for fome time, only not to exceed twelue or fouerteen years at y^e most, and that they should appoint time & place when they will meet, that any perfons that haue a mind may com to them & hyer it; And y^e Towne Chofe m^r W^m Jones, Mr James Bishop, Jn^o Nash, Jn^o Cooper Senio^r, Cap^t Thomas Munfon & Jn^o Winston Se^r to bee a committee to make agreements and bargaine with any perfon or perfons that shall appeare to hyer y^e Sequefterd Land foe as may bee for y^e best aduantage for y^e towne, but not to Exceed y^e terme of fouerteen years time in letting of it, and that they giue notice of time & place whither perfons may come to them; And y^e committee now chofen gaue notice, & it was now published that y^e third day of y^e next weeke at two of y^e Clock afternoone at y^e ordinary they would attend to treat with any perfon or perfons that haue a defyer to hyer y^e fd land, eyther part or y^e whole.

Joseph Bradly againe mooued about y^e land he wanted of his proportion at y^e farm, his & Johnfons wanting 40 acres, 25 acres of it being laid out at y^e rear of his & Johnfons Lott on y^e west fide y^e mill riuier, defyred that that may be confirmed by y^e Towne, and for y^e rest which is fifteen he defyred y^e Town would graunt it him on y^e East fide at y^e End of his third diuifion, & he would take Ten acres for y^e fifteen: And y^e Towne by vote confirmed y^e Twenty fue acres which was laid out on y^e west fide y^e mill riuier ouer against his owne land and Johnfons land, and that Johnfon haue his full proportion belonging to him at y^e farme, and still prouided that none of y^e pine or Spruce Swamps be any part of it, but that they lye common to y^e Towne, & highway

* Probably crotched sticks, set up as a boundary mark.

or high wayes to goe unto them be fecured for y^e Townes ufe:
And allfoe y^e Towne graunted unto him y^e s^d Bradly according
to his motion (for the fifteen acres) Ten acres on y^e East fide
at y^e end of his third diuifion upon or toward y^e plaine.

And for Jn^o Baffet & Sam^l Baffets motion to y^e Towne in a
meeting y^e 27th of Nouebe^r last, who wanted 13 acres of theyer
proportion at y^e farme and defyred to haue it on y^e plaine on y^e
East fide but y^e Towne thought it not convenient to graunt it
there: But graunted unto them y^e Land in y^e Swampe between
y^e roadway and y^e meadow, to Extend in length y^e bredth of
theyer farme Land along by y^e road, and defyred and appointed
y^e Townfmen to state out y^e road way and wayes to y^e meadow
and meafure y^e Land how much it is and what is wanting to
make up the thirteen acres to lay it out at y^e end of theyer Lott
on y^e west fide y^e mill riuer, and to make returne of theyer
stating y^e high ways and land./

A MEETING OF Y^e FREEMEN IN NEWHAUEN TO CHOOS DEPUTIES,
AND FOR Y^e PROXIES IN Y^e MORNING, AND A TOWNMEETING
IN Y^e AFTERNOONE Y^e 24th DAY OF APRILL 1683, IN
NEWHAUEN:

William Bradly & Abraham Dickerman were chofen deputies
for y^e next Gene^l Court.

In y^e Towne meeting in y^e afternoone: y^e orders of y^e Last
Towne meeting were read.

Then y^e Towne ordered that there should be feuen men Chofen
for Townfmen this yeare, And cap^t Thomas Munfon, Leaut
Mofes Manffeild, M^r Tho: Trowbridg, S^t Abraham Dickerman,
S^t Jn^o Winston, Jn^o Chidfy, Jn^o Cooper Se^r were Chofen Townf-
men for y^e year Enfuing.

[237] M^r Thomas Trowbridg was chofen Trefurer for y^e year
enfuing.

Jn^o Nash was chofen recorder for y^e Towne for y^e year enfuing.
The Townfmen were chofen Lifiers for y^e year to p^rpare y^e
List according to Law.

- | | | |
|-----------------------------|---|--|
| Sammuell Munfon | } | wer chofen Searchers & Sealers of |
| & Joseph Tuttle | | Lether for y ^e year enfuing. |
| Thomas Kimberly | } | wer chofen Survayers of high waies, |
| & Joseph Mofs | | Tho: Kimberly on y ^e east part and |
| | | Joseph Mofs y ^e west part of y ^e Towne. |
| Jn ^o Punderfon & | } | wer Chofen fenc veiwers of y ^e yorkshier |
| Timothy Gibbard | | quarter for y ^e year enfuing; |
| Thomas Tallmadg | } | wer Chofen fence veiwers for Good ^m |
| & matthew Gilbert | | Coopers Quarter for y ^e year enfuing; |
| William Johnfon | } | wer chofen fence veiwers for y ^e Gouerno ^r |
| & John Todd | | Quarter for y ^e year enfuing; |
| Iaac Beecher & | } | wer Chofen fence veiwers for y ^e Subburbs |
| Sam ^l Tommas | | Quarter for y ^e year enfuing; |
| Dauid Atwater | } | wer Chofen fenc veiwers for y ^e necke, and |
| & Sam ^l Baffett | | to mend y ^e fences that belong to it, and bring |
- y^e acco^t of y^e charge to y^e comittee for the necke to be leuied upon
y^e proprietors.
- John: Blaxly & } wer chofen heywards for G^m Coopers
 - John: Tommas } Quarter for y^e year Enfuing;
 - Joseph Morris } wer chofen heywards for y^e Go^r Quarter for
 - & John Watfon } y^e yeare Enfuing;
 - John Hochthkins & } for yorkeshier Quarter;
 - Daniel Sherman } were chofen Heywards for y^e year enfuing
 - John Perkins } were chofen Heywards for Subburbs
 - Jn^o: Tomfon Seaman } Quarter for y^e year enfuing.

It was propounded that fom perfons might bee appointed to
state out high waies through y^e Third diuifion wher there may
bee occafion, and allfoe a high way from Joseph Jenes to Richard
Newmans to auoide that dirty Swamp; and therupon, the Towne
did defyer & appoint the Townfmen to be a committee that eyther
they themfeales or by appointing fom other perfons doe state
out thofe f^d highwaies in y^e best manner they can.

It was ordered that all perfons that haue Land in y^e 3^d diuifion
laid out unto them shall within y^e Space of Twelue monthes next
Enfuing bring in to y^e recorder from under y^e hand of y^e Sur-

uayer y^e quantitie of his Land in y^e fd 3^d diuifion, and y^e Length & breadth of his Lott, and place where it Lyeth, and bounds of it, that it may be recorded to p^ruent after trouble, eüery perfon to pay for his recording.

The Towne confiddering how y^e Common or Cow Walkes are oppreffed by many young Cattell going on thofe f^d walkes, w^{ch} to preuent did now order that all drye Cattell that goe within y^e Cowe herds walkes shall pay by y^e head as y^e Cow doth, and y^e pay to be leuied upon y^e owner or owners of fuch Cattell, and to bee towards y^e payment of y^e Cow keepers wages; And it was further ordered that y^e Cowes shall be put into fouer herds as it was stated about fouer years fince.

The Towne now agreed that the wacth in y^e Towne shall bee (untill further order) by two y^e former part of y^e Night and two y^e Latter part of y^e night, as it had been fomtime formerly.

Jonathan Tuttle requested y^e Towne to Exchange his 3^d diuifion Land which Lieth by y^e mill riuer for Land near y^e blew hills: And y^e Towne defyred & appointed y^e Townfmen to veiw y^e Land at y^e feuerall faid places and make returne at another meeting.

Joseph Tuttle propounded to haue his right in y^e 3^d diuifion according to his fathers Eftate.

It was ordered defyred & appointed that y^e Townfmen doe Auditt y^e accounts of y^e Towne Trefury wth m^r John Hodshon who was y^e trefurer y^e two last years.

[238] It was ordered that fom perfons should be appointed to see that y^e Law made att y^e Generall Court in october last for yoaking & ringing of fwine, &c. be attended; And y^e Towne defyred & appointed Edward Preston and Nath^l Thorp at y^e town; Jn^o Brockett at y^e farmes on y^e East fide y^e East riuer; Sam^l Hummerston at y^e farmes on y^e west fide East riuer; Edmund Dormer for y^e farmes at y^e plaines, willmots, Loins, Sperry & Hodgkinses; Jn^o Clarke for y^e farmes on y^e west fide; that they fee that y^e f^d law be attended.

A TOWNE MEETING Y^e 21th OF MAY 1683.

The Townsmen informed y^e reason of calling this meeting was because that the fence-veiwers & Heywards appointed y^e Last towne meeting were not stated in theyer worke; & though by warrant all or y^e most of them had been summoned before y^e magistrate, y^e persons that wer chosen for thof seruices were called & thof that wer present answered; W^m Johnson who was chosen a fence veiw for y^e Gouverno^r quarter did desyer to be freed from that Service in his person & presented Jn^o Tommas in his roome whom hee had procured, and Jn^o Tommas was accepted for W^m Johnson, and y^e said Tommas and Isaac Beecher wer then Sworne; And Jn^o blaxly, Jn^o Tommas, Jn^o Wattson, Jn^o Hodgkis, Jn^o Perkins & Jn^o Thompson: Heywards: were fworn.

Sam^l Baffett who was Chosen a fence veiw for y^e necke refused, saying he had noe Land in y^e neck.

The towne was informed that wheras y^e Indians had been claiming y^e Land or much of it on y^e East side y^e harbor and riuier, as if it had not been sold to us or our p^rdecessors, and m^r Thomas Trowbridge hauing a opportunity to buy of theyer claimes informed y^e Townsmen, who did encourag y^e buyfines & desyred him to buy of all y^e Indian claimes, that if it might bee to p^ruent all trouble or inconuenienc to y^e Towne on that account; and that now y^e f^d Trowbridge had bought of y^e Indians theyer rights in any Land from stony riuier unto malebons coue, &c. as by a deed bearing date y^e 20th day of Aprill 1683 doth more fully appear in y^e particulars and bounds therof, w^{ch} deed was now read to y^e Towne, and they were well satisfied with what was done, and desyred M^r Trowbridge to finish another part of our bounds with those Indians that claime from Oister riuier to malebons coue, and foe westward & northward, that if it might bee all Indian claimes of Land in our Township might be at an end: The f^d M^r Trowbridge said he would issue it with what speed he could.

And allsoe it was informed that y^e Indians who had run into som delinquency and breach of Law, and wanted means for to make satisfaction & gett theyer Libertye from durance, did make offer of som Land on y^e East side y^e harbor within theyer owne propriety unto M^r Tho: Trowbridge, and M^r Trowbridg

acquainted y^e magistrate & Townsmen with y^e motion made to him by y^e Indians, and was encouraged to buy y^e f^d Land, which Land was now described to beegin at y^e northward end at or about Ellfyes Creeke, bounded by y^e meadows westward & fouthward, and on y^e East by a line wherin diuers trees are marked by y^e indians, and it was now mooued to y^e Towne for approbation and liberty to receaue this Land of y^e indians, and fom that Knew y^e land now reported it or y^e greatest part to be fwampy and stony & not likly that Indians will plant on it except a little, about (as fom said) an ac^r or two:

After it had been debated The Towne by vote did allow & giue theyer consent that y^e s^d m^r Tho: Trowbridge might buy and receaue y^e forementioned Land of y^e indians.

It was mooued by fom that y^t order w^{ch} was made y^e Last towne meeting, appointing perfons to see y^t fwine be yoaked & ringed according to law, might be made null & not stand in force, for it did not seem to be of generall benefitt to y^e towne, becauf though fomthing were done in y^e Towne, yet those perfons appointed at y^e farmes did not anything about it as they heare, but corne & meadows as liable to spoile as heartofore; And after y^e thing had been debated, The Towne did by vote make null & void or repeale that aforefd order of y^e towne in y^e last meeting, (viz^t) of appointing perfons to see y^e Law be attended about the yoaking of fwine, &c. and left y^e buylines therof to y^e Law.

[239] fom informed that y^e high waies on y^e East side leading to iron workes & Brandford wanted to be repayred; wherupon y^e Towne ordered y^e Survayer, Tho: Kimberly, eyther himselfe or by his deputy to call forth y^e inhabitants there to worke upon y^e highe waies to mend them & make them passable & therin to attend y^e Law.

A TOWNE MEETING IN NEWHAUEN Y^e 24th OF SEPTEMBE^r 1683.

The orders of y^e Last towne meeting were read.

Jeremiah Osborne was Chofen a fence veiwer for y^e Yorke-shier quarter to ioyn with Jn^o Punderfon.

John Cooper one of y^e Townsmen mooued one theyer behalfe that the Towne would graunt a rate to discharge y^e present detts and what falleries and other Expenses that will be due by Aprill next; and after som debate about it; The Towne by vote graunted a rate of two pence upon y^e pound to be paid before the Last of March next, in wheat or Peafe or Rye or Indian Corne or beefe or Porke, and at y^e prifes that y^e towne raets were accustomed to be paid: /

Allfoe Deacon Pecke propounded to y^e Towne concerning M^r wilfon who had Laboured amongst us, and mooued that he might be recompenfed, and that a rate might be graunted to be payd to him for his Encouragement, In debate of y^e matter ther beeing almost halfe a yeare now out that must be recompens made for, it was mooued that a rate for a whole yeare might be graunted, w^{ch} will end in or about May next, and if that m^r wilfon did not stay untill y^e yeare were expired, then to be paid according to y^e time he stayed:

And by vote it was ordered that a rate of twpence upon y^e pound shall be paid unto m^r Wilfon, if he stay untill y^e year be out about May next, and to be paid in wheat, winter wheat at 5^s per Bush: Summer wheat at 4^s 5^d per Bush: Rye at 3^s 8^d per bush: Indian Corne at 2^s 8^d per Bush: and flesh at the prifes as the ministers rate hath been paid in formerly, and to be paid by y^e later end of Aprill next, and Daniell Sherman & Jn^o Alling Junio^r, were chofen Collectors of y^e faid rate.

John Potter on y^e behalfe of y^e village on y^e East fide mooued for an iffue of that matter w^{ch} they had mooued formerly in a meeting of y^e Townsmen concerning y^e Land on y^e East by Brandford Line; To w^{ch} it was answered that y^e committee had not yet but must confider of it to p^rpare it for y^e Townse confidderation.

Jn^o Potter defyred it might be done as foon as may bee.

A TOWNE MEETING HELD IN NEWHAUEN Y^e 24th OF DECEMBER
1683.

The orders of y^e Last Towne meeting wer read.

John Alling who was at a former meeting chofen Collector of

y^e ministers rate requested y^e Towne to releaf him from y^t worke, hauing fom difcouragement upon him, And y^e Towne did by vote free him: And chofe John Todd a collector of y^e fd ministers rate:

Will^m Johnfon & John Bale were Chofen Conftables for y^e year enfuing, but both refused to ferue in y^e office, but should Submitt to y^e Law:

Mr Simon Eyer was chofen a constable for y^e year Enfuing, but refused to ferue in y^e office, but Submitted to y^e Law & would pay y^e fine: /

Then y^e Towne proceeded in another Choyce and Thomas Tallmadg and John Hodgkins wer chofen Constables for y^e year enfuing; and being called to take oath Tho: Tallmadg refused, to accept & ferue in y^e office:

Then y^e Towne proceeded and chofe Jofeph Tuttle a constable for y^e yeare enfuing, but when he was called to take oath he pleaded his Lamenes and inabylity to ferue & should leaue himfelfe to y^e Judgment of y^e Authoritye:

Then Nath^l Kimberly was chofen constable for y^e year Enfuing and beeing called allfoe refused and requested y^e Towne to releafe him, alleaging he had had a long affliction in y^e ficknes & weaknes of his wife, and if y^e Towne would spare him it would bee a fauor to him, or elf he must apply himfelfe to y^e court in hope they would free him, but if they would not, he must pay y^e fine, though it would be very hard to him; And y^e Towne when they had heard & confiddered what was fayd by both Nath^l Kimberly and Jofeph Tuttle did by vote releaf them bothe;

[240] Then Jonathan Atwater was chofen constable for y^e yeare enfuing: And John hodgkis and Jonathan Atwater were Sworne constables:

John Beecher requested y^e Towne to graunt him a parcell of Land about 2 or 3 acres adioynning to his land in y^e 3^d diuifion, neare Chefnutt Hill, and Ralph Loines informed that it was a corner of Land near his Land at Chefnutt Hill and lay between y^e fd Beechers Land and y^e 3^d diuifion Lotts, and he thought it would not bee p^ruidiciall to y^e towne and might bee a great conuenience to y^e man; And after it was debated y^e Towne by vote did grant unto John Beecher a peece of Land at y^e place before defcribed, to y^e quantitie of two or not exceeding three acres

or therabout, and to be Layd out by one of y^e townsmen & M^r Harriman, all high wayes neccessary to be taken care for & p^rferued.

Joseph Tuttle requested y^e Towne to graunt him a small quantitye of Land out of y^e street before his house where he dwelleth for y^e end of a shop to stand upon, in quantity the breadth of his shop three foote into y^e streete; and som of y^e Townsmen reported that they had viewed y^e place, and it would be a benefitt to y^e man & noe p^ruidice to y^e town in y^e highway: Therupon y^e Towne by vote graunted unto Joseph Tuttle three foote of ground into y^e street to sett a shop upon of 15 foote wide, & y^e Townsmen wer appointed to state it out for him: /

Bartholemew Jacobs, unto whom y^e Towne som years past graunted Lyberty to fence a parcell of Land by muddy riuer for his Emproouement for Certaine years, did now request y^e Towne would grant him y^e propriety of it, which would Encourage him in his further paines & charge upon it; And y^e Towne did by vote graunt unto y^e f^d Jacobs y^e sayd Land by muddye riuer, which was about fix acres, to be his owne propriety, and appointed y^e Townsmen to Lay it out to him, and if for conuenience of fencing it should be more then y^e f^d fix acres, but not exceed feuen acres: /

Thomas Tuttle mooued & defyred y^e Towne would graunt him a peece of land about one acre & halfe by y^e west riuer side, on this side y^e riuer, on y^e right hand y^e path as one goeth to Rich: Sperries farme; but seuerall persons spake as that to graunt it was not conuenient and that it would straiten y^e commons foe neare y^e Towne, but y^e Townsmen wer defyred to view it and confidder y^e order of y^e Towne for stated commons at y^e town;

Allfoe to view y^e place Jn^o Thomas mooued to be graunted him in y^e plaine & make report of theyer apphenfions of both at another meeting.

John Punderfon mooued & defyred y^e Towne would grant him a small corner of land on y^e west side y^e west riuer, between y^e path that leadeth to Rich: Sperryes farme and W^m Willmots feild, or that they would Exchange it for som of his second diuision in y^e hartfurtshier quarter, and it was put to vote but not graunted.

Cap^t Manfeild from y^e Townsmen mooued that y^e burying place might be fenced about and Kept in a comly manner, they thought about 20 rod square; y^e motion was liked well and y^e Towne did defyre y^e Townsmen would take it into further consideration how much to fence & in what manner, and then to be further spoken unto in another meeting.

Nathan^l Thorp, who at present diggeth y^e graues for buriall of y^e dead, defyred ther might be another provided for that worke, and y^t he had discouragement;

The Towne left it with y^e Townsmen, & defyred they would speake with Nathan^l Thorp and settle y^e buylines or p^rpare it for another meeting.

A TOWNE MEETING HELD IN NEWHAUEN Y^e 17th OF MARCH 1683/4.

Orders of y^e Last Towne meeting were read.

The Deputy Gou^rnor acquainted the Towne that y^e occasion of the meeting was respecting M^r Moody,* and allfoe y^e Townsmen haue som things to acquaint the towne with they will declare: And informed that y^e Church hath had notis from M^r Wilson that he will remoue when his yeare is out, and y^e Church hath had som intelligence from som friends that M^r Moody is attainable, if he be looked after, and he is a man (by report) singularly fitt for y^e ministry, therupon the Church wrot a letter to be conueyed to him by M^r Whiting of hartford, but doe not understand that he had receaued it when he was first Imprisoned, And y^e Church now propounds it to y^e Towne for theyer Concurrence in y^e matter to procure master Moody, if he can be had; tis true o^r last intelligence was that he is a prifoner, but wee not Knowing whether o^r Lett haue com to him it hath been thought Conuenient to send a messenger to him, and now y^e Church acquaints y^e Towne, desiring theyer Louing Concurrence in y^e buylines and that ther may bee unity and peace:

* Rev. Joshua Moodey (Harvard Coll. 1653), of Portsmouth, New Hampshire, had been imprisoned about six weeks before, at the instance of Lt.-Gov. Cranfield, as a nonconformist under the penalty of English law. He and Rev. John Whiting, of Hartford, were classmates, and had married sisters.

It is knowne in time past y^e way of maintaing y^e ministry and procuring Supply in this Congregation was by a freewill offering as it could rife, but that way is ceaft; There hath been Charg to Seek a minister, y^e Church hath borne it: I hope wee shall [241] All agree & defyer. an able ministry in this place for y^e good of our Soules, and it is hoped that this man may be fuch a one:

M^r Jones allfoe fpake much to y^e fame effect to doe things in peace and Seeke to get up to o^r former state and purity, w^{ch} wee had in y^e time of M^r Dauenport efpecially, and acquainted y^e towne with a Lett^r he receaued from M^r Whiting refpecting M^r Moody; upon the information thus given It was debated; fom fpake of a great Charge to fend a meffenger foe farr at uncertainties, and that they were for the procuring the man, And could wish difcouragements were remooued, and fom way thought of to prouide to Encourage a man to Com to us; after it had been debated, The D. G. would put it to vote:

Whether you will Concurr with the Church to fend to M^r Moody to procure him a minister in this place at y^e Towne Charge, and y^e vote was full in y^e affirmatiue:

Then it was propounded to y^e Towne whether for fending to this man or any other it wer not neceffary to committ y^e management of y^e buylines to fom perfons and to leaue it to y^e Church to mannage it by fending eyther Lett: or meffenger:

The D: G: put it to vote whether they would leaue it to y^e Church to manag y^e matter of fending to M^r Moody by a meffenger or Lett, to manag it as formerly & prudently: this being put to vote, y^e vote was in y^e affirmatiue.

The Townfmen informed of theyer order, who they had appointed to burn the woods and published theyer names and y^e bounds they wer to burne:

Likwife they published y^e Names of y^e perfons that they appointed to choofe and appoint y^e calues to be bred for Bulls in y^e feuerall herds:

It was allfoe propounded about Keeping of bores for y^e Townf ufe, but no order made about it.

Allfoe the townfmen now informed that wheras they wer appointed to veiue the Land by malebones Coue, which Jn^o Nash in a form^r meeting had requested the towne to grant him by

Exchange for Land in y^e 3^d diuision, they had veiwed y^e Land; and now made returne, That they thought it not conuenient to Exchange for that Land, and that som men on y^e West side offered Twenty shillings rent per Annum to y^e Towne for it, untill the Towne see cause otherwise to dispose of it; and further said that fouer or fve of the inhabitants of the west side came to y^e Townsmen on y^e behalfe of others allsoe, & offered to pay Twenty shillings rent per Annum to y^e Towne:

The Townsmen informed that they had thoughts about warning Town meetings, that giuing notice & order to som particular persons at y^e farmes to warne theyer neighbours, & y^e Bell ringing for y^e Towne, shall be accounted warning: Som propounded for proclamation to be made at y^e Towne, and y^e proclamation to be sett upon y^e Signe Post a Weeke before, but noe order made about it.

Cap^t Manffield propounded for Joseph Preston that y^e Towne would giue him som Land for a homelott by y^e Creek, before Nathanell Kimberly his lott, to fet a shop upon:

Therupon y^e grant to Robbert Auger was spoken and debated upon, but Robbt Auger not being p^rsent it was left;

And by vote y^e Towne granted to Joseph Preston a peece of Land by the Creek side before Nath^l Kimberlyes Lott, next unto Samuell fearnes or thereabout, the highway to be Kept its breadth of fouer rods wide and watrings for Cattell p^rferued:

Samuell Todd mooued that y^e Towne would grant him a peece of Low land by y^e East riuer side, between his Lott in y^e Third diuision and y^e 1st East riuer, containing about 3 acres as Som Supposed:

It was put to vote and by y^e vote granted to Samuell Todd:

John Smith and Eleazer Beecher defyred y^e Towne would grant unto them a part of a Swamp that lieth on y^e west side beyond Shingle hill; after it was debated it was not graunted:

[242] Richard Sperry Senio^r made a motion to y^e Towne on y^e behalfe of his son John Sperry that they would graunt him an Exchange of his Land in y^e Third diuision, his lott lieth at y^e halfe way to milford; that they would Exchange it for som

land by Timothy Gibbards lott at y^e upper end of Naugautucke reach: and It was put to vote & was graunted.

The D: G: acquainted y^e Towne that he was informed by M^r Bryan of Milford that y^e Indians claim Land on y^e west side within our bounds, and they offerred to fell it to him, but he would not buy it but with our consent; The towne debated it awhile, and declared it theyer mindes and defired y^e authority and M^r Trowbridg to confidder the buyfines, and if y^e Land be not allready purchafed, then to gett M^r Brian to purchase it at as good termes as he can.

Henry Bristow, Jn^o Smith, Sam^l Smith, Jn^o Downe and other inhabitants on y^e West fide propounded and defired y^e Towne would appoint som perfons to Confidder and state out highwaies for them, and by vote y^e Towne defired and appointed y^e Townsmen to iffue thofe matters or bring y^e Cafe state at another Towne meeting: /

[On the fly-leaf, at the opening of the volume.]

This indenture followeing was Recorded at y^e Defire of M^r Tho^s. Pell & Henry Jackson, the 5th of August 165[9].

This indenture (made y^e eleuenth of March, Anno: Dom: one thoufand fix hundred & fifty eight) Witnefseth, That we Henry Jackson & Thomas Pell, being made ouerfeers and Betrufted by Elizabeth Jagger Late wife to Jeremiah Jagger Planter Deceased* in Stamford & whole Executrix, Doe order, Appoint, & Putt John Jagger (wth his Consent), the Sonne of Jeremiah & Elizabeth Jagger abouefd, an apprentifse to John Winton, Cooper, inhabiting in New Haven, being about ye age of fiteene yeares, to Learne the art & trade of a Cooper, both Keyne-worke & Sett-worke† (according to his Capacity), ffor ye full tearme of Six yeares after y^e Date hereoff: The f^d John Jagger his Master faithfull to ferue, his fecrets to keepe, any unlawfull games,

* Jeremiah Jagger, of Stamford, died on August 14, 1658.

† Sett-worke = piece-work.

tauernes, and alehoufes he fhall not frequent, or bee from his Masters houle att unlawfull times or feafons, But in all things as an obedient feruant ought to doe: (marriage or Contract he fhall auoyd within y^e abouefd time, without ye leave and approbation of his Mafter). But in finglenes of heart & life fhall attend all his Masters fervife as a good & faithfull feruant. The fd John Winton Carefully to infruct him in all his Art of Coopery of Keyne & fettworke, to provide him meate, Drinke, Apparell, wafhing & Lodging, meete & Conuenient for fuch a feruant in all Ciuillity, wth Correction in Righteousnes, the whole tearme of fixe yeares, and to provide him att his departure fuch Apparell as appeareth by Articles of Agreement. Witnes our hands y^e daye & yeare aboue written.

Witnes, James Bifhop, *Secretary*

John Jagger

Tho^s: Pell

Henry Jackfon .

This is a true Record of y^e originall,

per James Bifhop *Secretary*

[2] Thefe P^refents Witnefs that I, Ifaack Allerton,* upon mature & good confideracions doe give, grant & Alienate & by thefe p^refents have given, granted & Alienated, unto my mother-in Law M^{rs} Johanna Allerton the houle that fhee now dwells in at New-haven in New England, wth the appurtenances of the fame, Vide, the orchard, Barne, meadow grounds, & all other Lands, that either are or fhall be found, or formerly were (by any juft Right) belonging or appertaineing unto the faid houle when was in poffeffion of my deceafed ffather. as alfoe all the utenfills & houfehold ftuffe that together wth the houle was bought by mee of the Creditors to my fathers Estate; Alfoe the moiety of thofe mares that were bought in Company between M^r Augustine Heerman & myfelfe, wth their increafe fince they were bought; one mare onely excepted & a horfe Colt, which I referve for myfelfe; my faid mother-in Law the Eftate to have & to hold, poffess

* Isaac Allerton, son of the Pilgrim and a graduate of Harvard in 1650, removed to Virginia about 1670, and died there in 1702. (See N. E. Hist. & Geneal. Register, XLIV, 292.)

This deed was witnessed when he was on a visit to New Haven,—John Salmon being then a resident here. W^m Corfield (?) is not otherwise known.

& enjoy, dureing the terme of her life, And afterwards to returne into the pofsefsion of my daughter, Elizabeth Allerton & her heires for ever as her propriety & right given by me unto her. And in Cafe my faid daughter dy without ifsue, then the faid Eftate to returne againe into the pofsefsion of me the firft donor, my heires & Executors, wthout intermifion. And in testimony to the truth of the p^rmiſes I have hereto fet my hand & feale, this fourth day of october 1660.

Ifaack Allerton

Seale

This deed tho neuer witneſed when granted, I doe hereby confirme to all intents & purpoſes as if it had then been authentickly witneſſed & did ſigne & ſeal y^e ſame in y^e preſence of

March y^e 10th 1682/3

Isaac Allerton

Witneſ John Sallmon

(ſeal)

William W C Corfeild

his marke

This a true Record of the originall Examined

P^r me James Biſhop, *Secretary*

The poſtſcript of y^e 10th march 8 $\frac{2}{3}$ is a true record of y^e originall.

Know all whom it may Concerne that I Nathaniell Seely, of ffairefield, ſonne of Rob^t Seely in England, doe by y^e power & order I have received from my father, ſell, paſs over & alienate unto Serj^t Sam^l Whitehead, of Newhaven, a piece of meadow y^t was my fathers, lying on y^e eaſt ſide of Newhaven Harbo^r, at ye end of y^e meadow next the black Rocke, about the quantity of fix acres, more or leſs, and I doe hereby ingage my ſelfe, heires & aſignes, that y^e ſd Samuell or his Aſignes ſhall quietly enjoy & poſſeſs the ſame, & this is my true act & deed.

I ſet to my hand & ſeale this 22th November 1659:

In y^e p^rſence of

Nathaniell Seely

John Naſh

Seale

The marke X of Elizabeth Naſh

Aſigned and delivered this meadow that lies by the Black Rock to Samuell Hemmingway, to his heires, Executors or Aſignes, the 3 of Aprill 1666. By me, Samuell Whitehead

Witnes hereunto

Abram Dickerman

Elifabeths X Winstons mark

This is a true Record of y^e originall, Examined

P^r me James Bishop, *Recorder*.—

Know all men by these p^rfents that I, margaret Goodyeare, doe acknowledge to have received full satisfaction for a farme that I fold to Richard Sperry, fenior, and I doe hereby promise & ingage to possesse him the said Richard Sperry, fenior, In and upon the sd farme, without any molestation from mee, my heyres, Executors, or Administrators; to injoy ye said farme peaceably and quietly, as witnes my hand, this 9th day of August 1669:

Testes William Trowbridge

Margret Goodyeare

Ralph Lines

This is a true Record of y^e originall, Examined

P^r me James Bishop, *Recorder*.

The concluding pages of this volume were used for recording deeds, which properly belong elsewhere, and are therefore here omitted.

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Errata

Page 202, add fence-viewers as marginal note to last seven lines.

Page 215, in footnote for Joseph read: John, "farmer" (died 1655).

Page 360, line ten, insert son before Samuell.

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SEP 30 1982	MAR 16 2000	
MAY 8 1983	SEP 14 2000	
MAR 23 1983	MAR 15 2001	
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PR 8 1982	APR 17 2001	
APR 22 1983	OCT 16 2001	
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